

EXECUTIVE JOURNAL.

[FORTIETH SESSION.]

THURSDAY, DECEMBER 11, 1817.

The following written message was received from the President of the United States, by Mr. Monroe, his Secretary:

To the Senate of the United States:

I submit to the Senate, for their consideration and advice, the following treaties, entered into with several of the Indian tribes, to wit:

A treaty of peace and friendship, made and concluded by William Clark, Ninian Edwards, and Auguste Choteau, Commissioners on the part of the United States of America, and the chiefs and warriors of the Menomene tribe or nation of Indians, on the 30th of March, 1817, at St. Louis.

A treaty of peace and friendship, made and concluded on the 4th of June, 1817, at St. Louis, by William Clark, Ninian Edwards, and Auguste Choteau, Commissioners on the part of the United States of America, and the chiefs and warriors of the Ottees tribe of Indians.

A treaty of peace and friendship, made and concluded on the 5th of June, 1817, at St. Louis, by William Clark, Ninian Edwards, and Auguste Choteau, Commissioners on the part of the United States of America, and the chiefs and warriors of the Poncarar tribe of Indians.

A treaty concluded at the Cherokee Agency, on the 8th of July, 1817, between Major General Andrew Jackson, Joseph McMinn, Governor of the State of Tennessee, and General David Meriwether, Commissioners of the United States of America, of the one part, and the chiefs, headmen, and warriors of the Cherokee nation, east of the Mississippi river, and the chiefs, headmen, and warriors of the Cherokees on the Arkansas river, and their deputies, John D. Chisholm and James Rogers.

A treaty concluded on the 29th day of September, 1817, at the foot of the Rapids of the Miami of Lake Erie, between Lewis Cass and Duncan McArthur, Commissioners of the United States, and the sachems, chiefs and warriors of the Wyandot, Seneca, Delaware, Shawnee, Potawatamies, Ottawas, and Chippewa tribes of Indians.

The Wyandots and other tribes, parties to the treaty lately concluded with them, have, by a deputation to this city, requested permission to retain possession of such lands as they actually cultivate and reside on, for the ensuing year. They have also expressed a desire, that the reservations made in their favor should be enlarged; representing that they had entered into the treaty in full confidence that that would be done; preferring a reliance on the justice of the United States for such extension, rather than that the treaty should fail.

The Wyandots claim an extension of their reservation to sixteen miles square, and the other tribes in a proportional degree. Sufficient information is not now in the possession of the Executive, to enable it to decide, how far it may be proper to comply with the wishes of these tribes, in the

extent desired. The necessary information may be obtained in the course of the next year; and if they are permitted to remain in the possession of the lands they cultivate, during that time, such further extension of their reservations may be made by law, at the next session, as justice and a liberal policy towards these people may require. It is submitted to the consideration of the Senate, whether it may not be proper to annex to their advice and consent for the ratification of the treaty, a declaration providing for the above objects.

JAMES MONROE.

The message was read.

Ordered, That it lie for consideration.

FRIDAY, DECEMBER 12, 1817.

The two following written messages were received from the President of the United States, by Mr. Monroe, his Secretary:

To the Senate of the United States:

I hereby nominate to the Senate, for its concurrence, the persons whose names are stated on the annexed paper.

JAMES MONROE.

Robert Stanard, of Virginia, to be Attorney of the United States for the District of Virginia, in the place of William Wirt, appointed Attorney General of the United States.

John Walker, of the Alabama Territory, to be Attorney of the United States for that Territory.

George G. Barrill, of Massachusetts, to be Consul of the United States at Malaga, in Spain, in place of William Kirkpatrick, removed.

WASHINGTON, December 11th, 1817.

To the Senate of the United States:

During the late recess of the Senate, the persons whose names are stated in the annexed list, were appointed by temporary commissions, to expire at the end of the present session, and I hereby nominate them to the Senate for their concurrence.

JAMES MONROE.

WASHINGTON, 12th December, 1817.

Richard Rush, of Pennsylvania, whose commission expires, to be Envoy Extraordinary and Minister Plenipotentiary of the United States to the Court of Great Britain.

John C. Calhoun, of South Carolina, whose commission expires, to be Secretary for the Department of War.

William Wirt, of Virginia, whose commission expires, to be Attorney General of the United States.

Hezekiah Luckie, of Georgia, whose commission expires, to be Collector of Direct Taxes and Internal Duties, for the 5th collection district of Georgia.

Thomas P. Evans, of South Carolina, whose commission expires, to be Collector of Direct Taxes and Internal Duties for the 8th collection district of South Carolina, vice John Cauley, resigned.

William Crawford, of the Mississippi Territory, to be Receiver of Public Moneys in the county of Washington, in the said Territory, for lands of the United States east of Pearl river, vice Samuel Smith, removed.

James Ladd, of New Hampshire, whose commission expires, to be Surveyor for the port of Portsmouth, and Inspector of the Revenue for the port of Portsmouth.

David W. Hall, of the State of Indiana, whose commission expires, to be Collector of Direct Taxes and Internal Duties for the State of Indiana, vice Allen D. Thom, resigned.

Richard Ransome Gwynn, of North Carolina, whose commission expires, to be Collector of Direct Taxes and Internal Duties, for the 13th collection district of North Carolina, vice N. Chaffin, jun. resigned.

Thomas Jenkins, of Virginia, whose commission expires, to be Collector of Direct Taxes and Internal Duties, for the 20th collection district of Virginia, vice A. Long, resigned.

Benjamin Scurlock, of Louisiana, whose commission expires, to be Collector of Direct Taxes and Internal Duties, for the 4th collection district of Louisiana, vice Moses Horn, resigned.

Moses M. Russel, of South Carolina, whose commission expires, to be Consul of the United States, for the port of Riga, in Russia.

James Brobson, of Delaware, whose commission expires, to be Marshal in and for the district of Delaware.

Henry Boswell, of Maryland, whose commission expires, to be Collector for the district of Nottingham, vice George Biscoe, deceased.

James D. Westcott, of New Jersey, whose commission expires, to be Collector for the district of Bridgetown, vice Eli Elmer, resigned.

John D. Jones, of North Carolina, whose commission expires, to be Naval Officer for the district of Wilmington, vice Carleton Walker, removed.

Morton A. Waring, of South Carolina, whose commission expires, to be Marshal in and for the South Carolina district.

Thomas Rhodes, of Rhode Island, whose commission expires, to be Collector of Direct Taxes and Internal Duties, for the 2d collection district of Rhode Island, vice N. R. Knight, resigned.

Joshua Clibborn, of Pennsylvania, whose commission expires, to be Consul of the United States for the port of Antwerp.

John Heath, of Virginia, whose commission expires, to be Consul of the United States for the Island of Teneriffe.

Robert Fairchild, of Connecticut, whose commission expires, to be Marshal in and for the district of Connecticut.

John T. Mason, of Kentucky, whose commission expires, to be Marshal in and for the district of Kentucky, vice Joseph Crockett, resigned.

William W. Bibb, of Georgia, whose commission expires, to be Governor in and over the Alabama Territory.

Jonathan Kearsley, of Pennsylvania, whose commission expires, to be Collector of Direct Taxes and Internal Duties, for the 10th collection district of Pennsylvania, vice William Moorehead, deceased.

William Crawford, of Mississippi Territory, whose commission expires, to be Collector of Direct Taxes and Internal Duties, for the 3d collection district of the Mississippi Territory, vice Samuel Smith, removed.

Henry H. Beeson, of Pennsylvania, whose commission expires, to be Collector of Direct Taxes and Internal Duties, for the 15th collection district of Pennsylvania, vice William Cunningham.

Elbridge Gerry, of Massachusetts, whose commission expires, to be Surveyor for the District of Boston and Charlestown, and Inspector of the Revenue for the port of Boston, vice Tristram Dalton, deceased.

Joseph N. Gordon, of Maryland, whose commission expires, to be Collector for the District of Chester, vice Thomas Nicholson, deceased.

Almon Gibbs, of Ohio, whose commission expires, to be Collector for the District of Miami, and Inspector of the Revenue for the port of Miami, vice Amos Spafford, deceased.

Hezekiah Prince, of Massachusetts, whose commission expires, to be Surveyor and Inspector of the Revenue for the port of Thomaston, vice William M. Daws, resigned.

Alexander Irvine, of Georgia, whose commission expires, to be Naval Officer for the port of Savannah, vice Hampden McIntosh, resigned.

Robert Brent, Thomas Peter, William Thornton, Thomas Corcoran, Samuel N. Smallwood, Richard Parrott, Thomas Fenwick, John B. Kirby, John Peter, Samuel H. Smith, Daniel Rapine, Nicholas Young, John Threlkeld, Daniel Reintzel, James M. Varnum, Joseph Cassin, William Waters, and Joseph Forrest, whose commissions expire, to be Justices of the Peace for the County of Washington, in the District of Columbia.

Jonah Thompson, Jacob Hoffman, Robert Young, Joseph Dean, Amos Alexander, Abraham Faw, and James Carson, whose commissions expire, to be Justices of the Peace for the county of Alexandria, in the District of Columbia.

David B. Mitchell, of Georgia, whose commission expires, to be Commissioner to treat with the Creek nation of Indians.

William Clark, Governor of the Missouri Territory, and Ninian Edwards, Governor of the Illinois Territory, whose commission expires, to be Commissioners to treat with the Potowatomies and other tribes of Indians, in the Illinois Territory.

Joshua Barney, of Maryland, whose commission expires, to be Naval Officer for the port of Baltimore, vice Nathaniel Ramsay, deceased.

Paul Bentalou, of Maryland, whose commission expires, to be Marshal in and for the District of Maryland, vice Thomas Rutter, deceased.

Jacob Mark, whose commission expires, to be Consul of the United States at thek port of Cork, vice Michael Hogan, resigned.

James Fisk, of Vermont, whose commission expires, to be Collector for the District of Vermont, and Inspector of the Revenue for the port of Allburg.

John Tedder, of Tennessee, whose commission expires, to be Collector of Direct Taxes and Internal Duties, for the 3d collection district of Tennessee.

John M. Goodenow, of Ohio, whose commission expires, to be Collector of Direct Taxes and Internal Duties for the 6th collection district of Ohio.

Abijah Tombling, of New York, whose commission expires, to be Collector of Direct Taxes and Internal Duties, for the 15th collection district of New York.

John M. Jett, of Louisiana, whose commission expires, to be Collector of Direct Taxes and Internal Duties for the 1st collection district of Louisiana.

The messages were severally read.

Ordered, That they lie for consideration.

MONDAY, DECEMBER 15, 1817.

The three following written messages were received from the President of the United States, by Mr. Monroe, his Secretary:

To the Senate of the United States:

I withdraw the nomination, made on the eleventh of this month, of John Walker, as Attorney of the United States for the Territory of Alabama, and I hereby nominate John Williams Walker, as Secretary of that Territory.

JAMES MONROE.

WASHINGTON, December 15, 1817.

To the Senate of the United States:

I nominate John Edgar, to be Brigadier General of the first Brigade of the Militia of the Illinois Territory, to rank from the 10th of October, 1816; and Leonard White, to be Brigadier General of the second Brigade of the Militia of said Territory, who was appointed in the recess of the Senate.

JAMES MONROE.

WASHINGTON, December 15, 1817.

To the Senate of the United States.

I nominate James E. M'Donald, Henry Henry, Samuel W. Downing, Richard S. Hunter, William Pottenger, Henry W. Ogden, John H. Lee, and Walter Abbot, acting Lieutenants, to be Lieutenants in the Navy.

William P. Zantzinger, Joseph B. Wilkinson, William M. Sands, Silas Butler, for re-appointment as Purasers in the Navy; Joseph Cassin, John Debree, acting Purser, Thomas Burrowes, acting Chaplain, Charles O. Handy, acting Purser, and Joseph H. Causten, acting Purser, to be Purasers in the Navy.

JAMES MONROE.

The messages were severally read.

Ordered, That they lie for consideration.

The Indian treaties transmitted with the message of the 11th instant, were severally read the first time.

On motion,

Ordered, That the treaty with the Wyandot, Seneca, Delaware, Shawnee, Potawatamies, Ottowas, and Chippaway tribes of Indians, be referred to the Committee on Public Lands, to consider and report thereon.

On motion by Mr. Ruggles,

Ordered, That the said message and treaties, with the documents accompanying them, be printed for the use of the Senate, under an injunction of secrecy.

The Senate proceeded to consider the message of the 12th instant, nominating Robert Stanard and George G. Barrill to offices; and

Resolved, That they do advise and consent to the appointments, agreeably to the nominations respectively.

Ordered, That the Secretary lay this resolution before the President of the United States.

The Senate proceeded to consider the message of the 12th instant, nominating Richard Rush, and others, to offices; and

Resolved, That they do advise and consent to the appointments of Richard Rush, John C. Calhoun, William Wirt, Hezekiah Luckie, William Crawford, James Ladd, Richard R. Gwynn, Thomas Jenkins, Moses M. Russell, James D. Westcott, John D. Jones, Morton A. Waring, Thomas Rhodes, Robert Fairchild, John T. Mason, William W. Bibb, Jonathan Kearsley, William Crawford, Elbridge Gerry, Joseph N. Gordon, Robert Brent, Thomas Peter, William Thornton, Thomas Corcoran, Samuel N. Smallwood, Richard Parrott, Thomas Fenwick, John B. Kirby, John Peter, Samuel H. Smith, Daniel Rapine, Nicholas Young, John Threlkeld, Daniel Reintzel, James M. Varnum, Joseph Cassin, William Waters, Joseph Forrest, Jonah Thompson, Jacob Hoffman, Robert Young, Joseph Dean, Amos Alexander, Abraham Faw, James Carson, David B. Mitchell, William Clark, Ninian Edwards, Joshua Barney, and John M. Goodnow, agreeably to the nominations respectively.

On motion,

Ordered, That the nominations of John Heath and James Fisk, be postponed until Monday next.

Ordered, That the other nominations be postponed.

TUESDAY, DECEMBER 16, 1817.

The Senate resumed the consideration of the message of the 12th instant, nominating Richard Rush, and others, to offices; and

Resolved, That they do advise and consent to the appointments of Thomas P. Evans, Henry Boswell, Paul Bentalou, and Jacob Mark, agreeably to the nominations respectively.

The Senate took into consideration the nomination of John W. Walker, contained in the message of yesterday; and

Resolved, That they do advise and consent to the appointment, agreeably to the nomination.

The Senate took into consideration the nominations of John Edgar and Leonard White, contained in the message of yesterday; and

Resolved. That they do advise and consent to the appointments, agreeably to the nominations.

The Senate took into consideration the message of yesterday, nominating James E. M'Donald, and others, to appointments in the Navy; and,

On motion,

Ordered, That it be referred to the Committee on Naval Affairs, to inquire and report thereon.

On motion by Mr. Tait,

Ordered, That the Secretary make return to the President of the United States, on all nominations agreed to.

WEDNESDAY, DECEMBER 17, 1817.

The treaty with the Menominee tribe of Indians, the treaty with the Ottos tribe, the treaty with the Poncarar tribe, and that with the Cherokee tribe, were severally read the second time, and considered as in Committee of the Whole; and no amendment having been proposed,

Mr. Williams, of Tennessee, submitted the following resolutions for consideration, which were read:

Resolved, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the treaty of peace and friendship, made and concluded at St. Louis, the 30th day of March, 1817, between the United States and the chiefs and warriors of the Menominee tribe or nation of Indians.

Resolved, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the treaty of peace and friendship, made and concluded at St. Louis, the 24th day of June, in the year 1817, between the United States and the Ottos tribe of Indians.

Resolved, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the treaty of peace and friendship, made and concluded at St. Louis, on the 25th day of June, 1817, between the United States and the chiefs and warriors of the Poncarar tribe of Indians.

Resolved, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the treaty made and concluded at the Cherokee agency, the 8th day of July, A. D. 1817, between the United States and the chiefs, headmen, and warriors of the Cherokee nation, east of the Mississippi river, and the chiefs, headmen, and warriors of the Cherokees, on the Arkansas river.

The Senate resumed the consideration of the message of the 12th instant, nominating Richard Rush, and others, to offices; and,

On motion by Mr. Roberts,

Ordered, That all nominations to be Collectors of the customs or internal duties, be referred to the Committee on Finance, to inquire and report thereon.

On motion by Mr. Daggett,

Ordered, That all nominations to be Consuls, not acted on, be referred to the Committee on Foreign Relations, to inquire and report thereon.

On motion by Mr. Eppes,

Ordered, That the nomination of John Heath be referred to the Committee on Naval Affairs, with instructions to inquire into the circumstances relative to Captain Heath.

THURSDAY, DECEMBER 18, 1817.

The following written message was received from the President of the United States, by Mr. Monroe, his Secretary:

To the Senate of the United States:

I nominate the persons in the accompanying lists, for the offices respectively annexed to their names, as proposed by the Secretary of War.

JAMES MONROE.

December 18th, 1817.

WAR DEPARTMENT,

December 1st, 1817.

SIR: I have the honor to lay before you, the promotions and appointments in the Army, made during the late recess of the Senate.

I have the honor to be, Sir,

Your most obedient servant,

GEO: GRAHAM.

The PRESIDENT of the United States.

Promotions in the Army of the United States, during the recess of the Senate, in 1817.

Ordnance Department.

1st Lieutenant Rufus L. Baker, to be Captain, 21st May, 1817, vice Campbell, dismissed.

2d Lieutenant John W. Thompson, to be 1st Lieutenant, 21st May, 1817, vice Baker, promoted.

3d Lieutenant James Simonson, to be 2d Lieutenant, 21st May, 1817, vice Thompson, promoted.

Corps of Engineers.

1st Lieutenant Frederick Lewis, to be Captain, 1st October, 1817, vice Cutbush, resigned.

2d Lieutenant J. L. Smith, to be 1st Lieutenant, 1st October, 1817, vice Lewis, promoted.

Brevet 2d Lieutenant Robert W. Pooler, to be 2d Lieutenant, 1st October, 1817, vice Smith, promoted.

Light Artillery.

2d Lieutenant Gustavus Drane, to be 1st Lieutenant, 15th November, 1817, vice Clark, resigned.

Brevet 2d Lieutenant Samuel Cooper, to be 2d Lieutenant, 15th November, 1817, vice Drane, promoted.

Corps of Artillery.

1st Lieutenant John Farley, to be Captain, 19th June, 1817, vice Biddle, Assistant Inspector General.

1st Lieutenant William M. Read, to be Captain, 28th September, 1817, vice Wollstoncraft, deceased.

1st Lieutenant Lowndes Brown, to be Captain, 28th September, 1817, vice Murray, deceased.

2d Lieutenant Joseph P. Prince, to be 1st Lieutenant, 13th May, 1817, vice Spencer, deceased.

2d Lieutenant Richard Bache, to be 1st Lieutenant, 15th June, 1817, vice Randall, resigned.

2d Lieutenant Priestley J. Neville, to be 1st Lieutenant, 19th June, 1817, vice Farley, promoted.

2d Lieutenant M. S. Massey, to be 1st Lieutenant, 5th August, 1817, vice Goode, dismissed.

2d Lieutenant T. W. Denton, to be 1st Lieutenant, 28th September, 1817, vice Read, promoted.

2d Lieutenant Charles Anthony, to be 1st Lieutenant, 28th September, 1817, vice Brown, promoted.

2d Lieutenant Wm. McClintock, to be 1st Lieutenant, 29th September, 1817, vice McKenzie, deceased.

2d Lieutenant Lemuel H. Osgood, to be 1st Lieutenant, 30th September, 1817, vice Coffie, deceased.

2d Lieutenant Peter Melendy, to be 1st Lieutenant, 24th October, 1817, vice Lent, dismissed.

3d Lieutenant John R. Sloo, to be 2d Lieutenant, 20th April, 1817, vice Coffie, promoted.

3d Lieutenant Henry Griswold, to be 2d Lieutenant, 1st May, 1817, vice Campbell, resigned.

3d Lieutenant James Monroe, to be 2d Lieutenant, 2d May, 1817, vice Roberts, deceased.

3d Lieutenant Robert C. Brent, to be 2d Lieutenant, 13th May, 1817, vice Prince, promoted.

3d Lieutenant George A. Washington, to be 2d Lieutenant, 13th May, 1817, vice Brown, deceased.

3d Lieutenant Robert J. Scott, to be 2d Lieutenant, 15th June, 1817, vice Bache, promoted.

3d Lieutenant Francis N. Barier, to be 2d Lieutenant, 19th June, 1817, vice Neville, promoted.

3d Lieutenant Alexander F. Cochrane, to be 2d Lieutenant, 5th August, 1817, vice Massey, promoted.

3d Lieutenant Milo Johnson, to be 2d Lieutenant, 5th August, 1817, vice Dennis, dismissed.

3d Lieutenant Robert M. Forsyth, to be 2d Lieutenant, 8th September, 1817, vice Bosque, dropped.

3d Lieutenant Thomas W. Lendrum, to be 2d Lieutenant, 28th September, 1817, vice Denton, promoted.

3d Lieutenant James Spencer, to be 2d Lieutenant, 28th September, 1817, vice Anthony, promoted.

3d Lieutenant Isaac A. Adams, to be 2d Lieutenant, 29th September, 1817, vice McClintock, promoted.

3d Lieutenant William M. Graham, to be 2d Lieutenant, 30th September, 1817, vice Osgood, promoted.

3d Lieutenant James D. Graham, to be 2d Lieutenant, 14th October, 1817, vice Earle, deceased.

3d Lieutenant Charles Despenville, to be 2d Lieutenant, 24th October, 1817, vice Melandy, promoted.

3d Lieutenant John C. Kirk, to be 2d Lieutenant, 31st October, 1817, vice Gigniliatt, resigned.

3d Lieutenant John R. Vinton, to be 2d Lieutenant, 31st October, 1817, vice Graffenriedte, resigned.

First Regiment of Infantry.

Brevet Lieutenant Colonel James V. Ball, Major of the 6th Infantry, to be Lieutenant Colonel, 31st March, 1817, vice Croghan, resigned.

Brevet Major R. Whartenby, Captain of the 7th Infantry, to be Major, 30th April, 1817, vice Jesup, promoted.

1st Lieutenant William C. Beard, to be Captain, 1st May, 1817, vice Baker, resigned.

1st Lieutenant William Sumpter, to be Captain, 31st May, 1817, vice Butler, resigned.

2d Lieutenant Waddy V. Cobbs, to be 1st Lieutenant, 15th April, 1817, vice Ross, resigned.

2d Lieutenant Samuel Houston, to be 1st Lieutenant, 1st May, 1817, vice Beard, promoted.

2d Lieutenant William K. Paulling, to be 1st Lieutenant, 31st May, 1817, vice Sumpter, promoted.

Second Regiment of Infantry.

1st Lieutenant William Browning, to be Captain, 1st November, 1817, vice Steele, resigned.

2d Lieutenant Robert M. Harrison, to be 1st Lieutenant, 1st November, 1817, vice Browning, promoted.

Third Regiment of Infantry.

Brevet Colonel Thomas S. Jesup, Major of the 1st Infantry, to be Lieutenant Colonel, 30th April, 1817, vice Brearley, promoted.

1st Lieutenant John Garland, to be Captain, 7th May, 1817, vice Adair, resigned.

2d Lieutenant John B. Clark, to be 1st Lieutenant, 7th May, 1817, vice Garland, promoted.

2d Lieutenant Edward E. Brooks, to be 1st Lieutenant, 1st June, 1817, vice Conway, resigned.

Fourth Regiment of Infantry.

1st Lieutenant John McGavock, Jun., to be Captain, 31st May, 1817, vice Callis, resigned.

1st Lieutenant James H. Gale, to be Captain, 31st July, 1817, vice Neilson, resigned.

2d Lieutenant Richard M. Sands, to be 1st Lieutenant, 12th March, 1817, vice Callis, promoted.

2d Lieutenant John C. Wells, to be 1st Lieutenant, 31st May, 1817, vice McGavock, Jun., promoted.

2d Lieutenant Francis W. Brady, to be 1st Lieutenant, 31st July, 1817, vice Gale, promoted.

2d Lieutenant John R. Clark, to be 1st Lieutenant, 31st October, 1817, vice Randolph, resigned.

Fifth Regiment of Infantry.

2d Lieutenant Edmund Kirby, to be 1st Lieutenant, 1st May, 1817, vice Adams, resigned.

2d Lieutenant Oliphant Martin, to be 1st Lieutenant, 1st July, 1817, vice Hovey, resigned.

Sixth Regiment of Infantry.

Brevet Major Gad Humphreys, Captain, to be Major, 31st March, 1817, vice Ball, promoted.

2d Lieutenant John Ellison, to be 1st Lieutenant, 31st March, 1817, vice Boardman, promoted.

Seventh Regiment of Infantry.

Brevet Colonel D. Brearley, Lieutenant Colonel of the 3d Infantry, to be Colonel, 30th April, 1817, vice McDonald, resigned.

1st Lieutenant William Bee, Jun., to be Captain, 30th April, 1817, vice Armstrong, resigned.

1st Lieutenant Joseph J. Clinch, to be Captain, 31st May, 1817, vice Bell, resigned.

1st Lieutenant Thomas Blackstone, to be Captain, 31st May, 1817, vice Bailey, dismissed.

1st Lieutenant Jacob Tipton, to be Captain, 1st June, 1817, vice Mallory, resigned.

2d Lieutenant Granville Leftwich, to be 1st Lieutenant, 30th April, 1817, vice Mallory, promoted.

2d Lieutenant Richard W. Scott, to be 1st Lieutenant, 30th April, 1817, vice Ross, resigned.

2d Lieutenant Lewis Lawshe, to be 1st Lieutenant, 30th April, 1817, vice Goodwyn, resigned.

2d Lieutenant Benjamin R. Christian, to be 1st Lieutenant, 30th April, 1817, vice Bee, Jun., promoted.

2d Lieutenant Charles Betts, to be 1st Lieutenant, 31st May, 1817, vice Clinch, promoted.

2d Lieutenant Daniel E. Burch, to be 1st Lieutenant, 7th June, 1817.

Eighth Regiment of Infantry.

Brevet Major David Riddle, 1st Lieutenant, to be Captain, 3d December, 1817, vice Blue, resigned.

1st Lieutenant Robert Houston, to be Captain, 31st March, 1817, vice Bissell, resigned.

1st Lieutenant Thomas Wright, to be Captain, 25th September, 1817, vice Mountjoy, resigned.

2d Lieutenant George Kennerly, to be 1st Lieutenant, 15th January, 1817, vice Mountjoy, promoted.

2d Lieutenant R. Humphreys, to be 1st Lieutenant, 31st March, 1817, vice Houston, promoted.

2d Lieutenant Nathaniel Young, to be 1st Lieutenant, 26th June, 1817, vice Hopkins, deceased.

2d Lieutenant Samuel Riddle, to be 1st Lieutenant, 13th August, 1817, vice Whistler, dropped.

2d Lieutenant John Maul, to be 1st Lieutenant, 20th August, 1817, vice Guy, resigned.

2d Lieutenant Farly Eddy, to be 1st Lieutenant, 12th September, 1817, vice Stephens, dropped.

2d Lieutenant Richard B. Mason, to be 1st Lieutenant, 25th September, 1817, vice Wright, promoted.

Rifle Regiment.

Brevet Lieutenant Colonel Talbot Chambers, Major, to be Lieutenant Colonel, 8th March, 1817, vice Hamilton, resigned.

Brevet Major Willoughby Morgan, Captain, to be Major, 8th March, 1817, vice Chambers, promoted.

1st Lieutenant James S. McIntosh, to be Captain, 8th March, 1817, vice Morgan, promoted.

1st Lieutenant Joseph Calhoun, to be Captain, 31st March, 1817, vice Kean, resigned.

1st Lieutenant James H. Ballard, to be Captain, 22d April, 1817, vice Shipp, deceased.

2d Lieutenant Bennet Riley, to be 1st Lieutenant, 31st March, 1817, vice Heddleston, resigned.

2d Lieutenant James S. Gray, to be 1st Lieutenant, 31st March, 1817, vice Calhoun, promoted.

2d Lieutenant Thomas F. Smith, to be 1st Lieutenant, 22d April, 1817, vice Ballard, promoted.

2d Lieutenant Thomas F. Hunt, to be 1st Lieutenant, 1st July, 1817, vice Hamilton, resigned.

2d Lieutenant William S. Blair, to be 1st Lieutenant, 15th July, 1817, vice Harrison, dropped.

2d Lieutenant Horace Broughton, to be 1st Lieutenant, 31st July, 1817, vice Hollingsworth, resigned.

Appointments in the Army of the United States, during the recess of the Senate in 1817.

Perrin Willis, late Captain, 2d Infantry, to be Assistant Adjutant General, 3d April, 1817.

John Biddle, late Captain, corps of Infantry, to be Assistant Inspector General, 19th June, 1817.

Simeon Knight, late District Paymaster, to be Battalion Paymaster, 16th May, 1817.

George C. Clitherall, North Carolina, to be Hospital Surgeon's Mate, 8th March, 1817.

John Carpenter, New York, to be Hospital Surgeon's Mate, 9th April, 1817.

W. J. Clark, Pennsylvania, to be Hospital Surgeon's Mate, 26th April, 1817.

Clajon Reiley, late Surgeon's Mate, 8th Infantry, to be Hospital Surgeon's Mate, 31st October, 1817.

S. C. Muir, late Surgeon's Mate, 8th Infantry, to be Hospital Surgeon's Mate, 31st October, 1817.

William Baker, District of Columbia, to be Post Surgeon, 20th June, 1817.

Jabez W. Heustis, late Surgeon, 2d Infantry, to be Post Surgeon, 12th November, 1817.

James Spencer, Cadet, to be 3d Lieutenant, corps of Artillery, 17th July, 1817.

Isaac A. Adams, Cadet, to be 3d Lieutenant, corps of Artillery, 17th July, 1817.

William M. Graham, Cadet, to be 3d Lieutenant, corps of Artillery, 17th July, 1817.

James D. Graham, Cadet, to be 3d Lieutenant, corps of Artillery, 17th July, 1817.

Charles Despinville, Cadet, to be 3d Lieutenant, corps of Artillery, 17th July, 1817.

John C. Kirk, Cadet, to be 3d Lieutenant, corps of Artillery, 17th July, 1817.

John R. Vinton, Cadet, to be 3d Lieutenant, corps of Artillery, 17th July, 1817.

Richard B. Lee, Cadet, to be 3d Lieutenant, corps of Artillery, 17th July, 1817.

Frederick L. Griffith, Cadet, to be 3d Lieutenant, corps of Artillery, 17th July, 1817.

Edward J. Lambert, Cadet, to be 3d Lieutenant, corps of Artillery, 17th July, 1817.

William G. McNeill, Cadet, to be 3d Lieutenant, corps of Artillery, 17th July, 1817.

Angus McDonald, Cadet, to be 3d Lieutenant, corps of Artillery, 17th July, 1817.

Henry Berryman, Cadet, to be 3d Lieutenant, corps of Artillery, 17th July, 1817.

Constantin M. Eakin, Cadet, to be 3d Lieutenant, corps of Artillery, 17th July, 1817.

Ethan A. Hitchcock, Cadet, to be 3d Lieutenant, corps of Artillery, 17th July, 1817.

John M. Washington, Cadet, to be 3d Lieutenant, corps of Artillery, 17th July, 1817.

Matthew A. Patrick, late 3d Lieutenant of the 40th Infantry, to be 3d Lieutenant corps of Artillery, 18th August, 1817.

Jeremiah Yancey, Virginia, to be 3d Lieutenant, corps of Artillery, 18th August, 1817.

Wilson Whartley, South Carolina, to be 3d Lieutenant, corps of Artillery, 4th September, 1817.

B. Favrot, Louisiana, to be 2d Lieutenant, 1st Infantry, 8th May, 1817.

William Ker, Louisiana, to be 2d Lieutenant, 1st Infantry, 14th August, 1817.

Robert B. Harney, Louisiana, to be 2d Lieutenant, 1st Infantry, 18th August, 1817.

Richard Douglass, Sergeant, promoted to be 2d Lieutenant, 2d Infantry, 14th July, 1817.

M. F. Vandeventer, late 3d Lieutenant, corps of Artillery, to be 2d Lieutenant, 2d Infantry, 22d July, 1817.

George W. Stall, Ohio, to be 2d Lieutenant, 3d Infantry, 4th September, 1817.

Benjamin E. Burd, late 1st Lieutenant, 45th Infantry, to be 2d Lieutenant, 3d Infantry, 21st November, 1817.

J. Ponte C. MacMahon, to be Surgeon's Mate, 3d Infantry, 21st November, 1817.

William F. Taylor, late 3d Lieutenant, 12th Infantry, to be 2d Lieutenant, 4th Infantry, 18th August, 1817.

M. H. Elliott, late Post Surgeon, to be Surgeon, 4th Infantry, 31st October, 1817.

Ephraim K. Barnum, New York, to be 2d Lieutenant, 5th Infantry, 11th June, 1817.

Samuel S. Stacey, late Sergeant, to be 2d Lieutenant, 5th Infantry, 22d July, 1817.

Richard H. Ashley, late 1st Lieutenant, corps of Artillery, to be 2d Lieutenant, 5th Infantry, 30th July, 1817.

R. M. Byrne, late Surgeon, 30th Infantry, to be Surgeon's Mate, 5th Infantry, 6th November, 1817.

Zalmon C. Palmer, Sergeant Major, promoted to be 2d Lieutenant, 6th Infantry, 16th June, 1817.

Daniel E. Burch, late 2d Lieutenant, 15th Infantry, to be 2d Lieutenant, 7th Infantry, 5th June, 1817.

Farly Eddy, late 2d Lieutenant, 4th Rifle, to be 2d Lieutenant, 8th Infantry, 11th August, 1817.

Richard B. Mason, Virginia, to be 2d Lieutenant, 8th Infantry, 2d September, 1817.

Arthur Nelson, Maryland, to be Surgeon's Mate, 8th Infantry, 31st October, 1817.

William G. Shade, late 2d Lieutenant, 14th Infantry, to be 2d Lieutenant, Rifle regiment, 22d May, 1817.

John Gant, Kentucky, to be 2d Lieutenant, Rifle regiment, 24th May, 1817.

Gabriel Field, Missouri, to be 2d Lieutenant, Rifle regiment, 24th May, 1817.

John Clark, late 2d Lieutenant, 36th Infantry, to be 2d Lieutenant, Rifle regiment, 20th June, 1817.

Charles Pentland, late 3d Lieutenant, 4th Rifle, to be 2d Lieutenant, Rifle regiment, 9th October, 1817.

Edward S. Gant, late Brevet 2d Lieutenant, Light Artillery, to be 2d Lieutenant, Rifle regiment, 2d November, 1817.

John B. Hogan, late Deputy Quartermaster General, to be Paymaster, 7th Infantry, 25th September, 1817.

George Murdock, late 1st Lieutenant, 14th Infantry, to be 3d Lieutenant, corps of Artillery, 15th November, 1817.

Henry S. Mallary, late 3d Lieutenant, 17th Infantry, to be 3d Lieutenant, corps of Artillery, 15th November, 1817.

Richard Platt, New York, to be Battalion Paymaster, 20th November, 1817.

The message was read.

On motion by Mr. Tait,

Ordered, That it be referred to the Committee on Military Affairs, to inquire and report thereon.

The four Indian treaties having been read the third time, the resolutions for ratification, submitted yesterday, were agreed to.

On the question, "Will the Senate advise and consent to the ratification of the treaty of peace and friendship with the Menominee tribe of Indians?"

It was determined in the affirmative: Yeas, 27.

Those who voted, are—Messrs. Burrill, Crittenden, Daggett, Dickerson, Fisk, Gaillard, Goldsborough, King, Lacock, Leake, Macon, Morrill, Morrow, Noble, Otis, Roberts, Ruggles, Sanford, Smith, Stokes, Storer, Tait, Taylor, Tichenor, Troup, Williams, of Mississippi; Williams, of Tennessee.

So it was

Resolved, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the treaty of peace and friendship, made and concluded at St. Louis, the 30th day of March, 1817, between the United States and the chiefs and warriors of the Menominee tribe, or nation of Indians.

On the question, "Will the Senate advise and consent to the ratification of the treaty of peace and friendship with the Ottoes tribe of Indians?"

It was unanimously determined in the affirmative: Yeas, 30.

Those who voted, are—Messrs. Burrill, Campbell, Crittenden, Daggett, Dickerson, Eppes, Fisk, Gaillard, Goldsborough, King, Lacock, Leake, Macon, Morrill, Morrow, Noble, Otis, Roberts, Ruggles, Sanford, Smith, Stokes, Storer, Tait, Talbot, Taylor, Tichenor, Troup, Williams, of Mississippi, and Williams, of Tennessee.

So it was

Resolved, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the treaty of peace and friendship, made and concluded at St. Louis, the twenty-fourth day of June, in the year 1817, between the United States and the Ottoes tribe of Indians.

On the question, "Will the Senate advise and consent to the ratification of the treaty of peace and friendship with the Poncarar tribe of Indians?"

It was unanimously determined in the affirmative: Yeas, 31.

Those who voted, are—Messrs. Ashmun, Burrill, Campbell, Crittenden, Daggett, Dickerson, Eppes, Fisk, Gaillard, Goldsborough, King, Lacock, Leake, Macon, Morrill, Morrow, Noble, Otis, Roberts, Ruggles, Sanford, Smith, Stokes, Storer, Tait, Talbot, Taylor, Tichenor, Troup, Williams, of Mississippi, and Williams, of Tennessee.

So it was

Resolved, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the treaty of peace and friendship, made and concluded at St. Louis, on the 25th day of June, 1817, between the United States and the chiefs and warriors of the Poncarar tribe of Indians.

On the question, "Will the Senate advise and consent to the ratification of the treaty with the Cherokee Indians?"

It was unanimously determined in the affirmative: Yeas, 29.

Those who voted, are—Messrs. Ashmun, Burrill, Campbell, Crittenden, Daggett, Eppes, Gaillard, Goldsborough, King, Lacock, Leake, Macon, Morrill, Morrow, Noble, Otis, Roberts, Ruggles, Sanford, Smith, Stokes, Storer, Tait, Talbot, Taylor, Tichenor, Troup, Williams, of Mississippi, and Williams, of Tennessee.

So it was

Resolved, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the treaty made and concluded at the Cherokee Agency, the 8th day of July, A. D. 1817, between the United States, and the chiefs, headmen, and warriors of the Cherokee nation, east of the Mississippi river, and the chiefs, headmen, and warriors of the Cherokees on the Arkansas river.

Ordered, That the Secretary lay the four resolutions last mentioned before the President of the United States.

FRIDAY, DECEMBER 19, 1817.

Mr. Macon, from the Committee on Foreign Relations, to whom was referred the nomination of Joshua Clibborn, reported.

Whereupon,

Resolved, That the Senate do advise and consent to the appointment, agreeably to the nomination.

Mr. Williams, of Tennessee, from the Committee on Military Affairs, to whom were referred the nominations to promotions and appointments in the Army, as contained in the message of the 18th instant, reported.

Whereupon,

Resolved, That the Senate do advise and consent to the promotions and appointments, agreeably to the nominations respectively; except the appointment of Simeon Knight, ordered to be postponed.

On motion,

Ordered, That the Secretary make return to the President of the United States, of all nominations this day agreed to.

MONDAY, DECEMBER 22, 1817.

Mr. Ashmun presented the petition of Alvan Coe, and others, of Huron county, in the State of Ohio, praying that the Seneca Indians may be permitted to retain and enjoy their houses and farms on the west side of Sandusky river, for reasons stated in the petition; which was read.

On motion by Mr. Ashmun,

Ordered, That it be referred to the Committee on Public Lands, to consider and report thereon.

Mr. Tait, from the Committee on Naval Affairs, to whom was referred the nominations of Lieutenants and Purasers in the Navy, reported on the Purasers. Whereupon,

Resolved, That the Senate do advise and consent to the appointments of Joseph B. Wilkinson, William M. Sands, Silas Butler, Joseph Cassin, John Debree, Thomas Burrowes, Charles O. Handy, and Joseph H. Causten, agreeably to the nominations respectively.

Ordered, That the nomination of William P. Zantzinger be postponed to Monday next.

Agreeably to order, the Senate resumed the consideration of the nomination of James Fisk, contained in the message of the 12th instant; and

Resolved, That they do advise and consent to the appointment, agreeably to the nomination.

WEDNESDAY, DECEMBER 24, 1817.

The following written message was received from the President of the United States, by Mr. Monroe, his Secretary:

To the Senate of the United States:

I nominate William Jones, Pierce Butler, John Connelly, citizens of the United States, residing at Philadelphia, in the State of Pennsylvania; Walter Bowne, a citizen of the United States, residing at New York, in the State of New York; and George Williams, a citizen of the United States, residing at Baltimore, in the State of Maryland, to be five of the Directors of the Bank of the United States, in pursuance of the eighth section of the act, entitled "An act to incorporate the subscribers to the Bank of the United States."

JAMES MONROE.

December 24th, 1817.

The message was read.

Ordered, That it lie for consideration.

The Senate proceeded to consider the nomination of James Brobson, contained in the message of the 12th instant, nominating Richard Rush, and others, to offices; and

Resolved, That they do advise and consent to the appointment, agreeably to the nomination.

Mr. Tait, from the Committee on Naval Affairs, to whom was referred the nominations of Lieutenants in the Navy, reported. Whereupon,

Resolved, That the Senate do advise and consent to the appointments, agreeably to the nominations respectively.

MONDAY, DECEMBER 29, 1817.

The following written message was received from the President of the United States, by Mr. Monroe, his Secretary:

To the Senate of the United States:

I withdraw the nomination of John Tedder, as Collector of direct taxes and internal duties for the third collection district of Tennessee.

JAMES MONROE.

December 29th, 1817.

The message was read.

Agreeably to order, the Senate resumed the nomination of William P. Zantzinger, to be a Purser in the Navy; and,

On motion,..

Ordered, That the further consideration thereof be postponed to the first Monday in February next.

The Senate took into consideration the message of the 24th instant, nominating William Jones, and others, to be Directors of the Bank of the United States; and

Resolved, That they do advise and consent to the appointments, agreeably to the nominations respectively.

Mr. Tait, from the Committee on Naval Affairs, to whom was referred the nomination of John Heath, contained in the message of the 12th instant, reported. He also communicated a letter from the Secretary of the Navy, enclosing the proceedings of the Court Martial in the cases of Captain Heath and Commodore Perry.

On motion,

Ordered, That the nomination of John Heath be postponed to Monday next.

On motion by Mr. Tait,

Ordered, That the documents communicated by the Committee, be printed for the use of the Senate, under an injunction of secrecy.

On motion by Mr. Roberts,

Ordered, That the Secretary make return to the President of the United States, of all nominations which have been agreed to.

Mr. Morrow, from the Committee on the Public Lands, to whom was referred the treaty with the Wyandot, and sundry other tribes of Indians; and a petition of a number of inhabitants of Huron, in the State of Ohio, relating to the same subject, made a report in writing; which was read, and ordered to lie for consideration.

FRIDAY, JANUARY 2, 1818.

Mr. Campbell, from the Committee on Finance, to whom was referred certain nominations contained in the message of the 12th December, reported on the nominations of Benjamin Scurlock, Henry H. Beeson, Almon Gibbs, Hezekiah Prince, Alexander Irvine, Abijah Tombling, and John M. Jett. Whereupon,

Resolved, That the Senate do advise and consent to the appointments, agreeably to the nominations respectively.

On motion by Mr. Wilson,

Ordered, That the Secretary lay the aforesaid resolution, before the President of the United States.

FRIDAY, JANUARY 9, 1818.

The Senate resumed, as in committee of the whole, the consideration of the treaty with the Wyandot, Seneca, Delaware, Shawanese, Potawatomies, Ottawas, and Chippaway Indians, together with the report of the Committee on the Public Lands thereupon; and

Mr. Morrow proposed the following amendments to the treaty, viz:

At the end of the first paragraph of the sixth article, insert: "And in addition to the said grants of land, there shall be reserved, for the use of the said tribe, a tract of one hundred and twelve square miles, which shall be laid off adjoining to, and on three sides of, the aforesaid tract of twelve miles square, in equal quantities on each side, so that the boundary line adjoining the tract to be granted to the Delawares, at Captain Pipe's town, shall remain as provided by the original article."

At the end of the second paragraph of the 6th article, insert:

"And there shall be reserved from sale, by the United States, after a survey of the lands shall have been made, every quarter section and fraction of a section, lying west, and adjoining the Sandusky river, opposite the aforesaid tract provided to be granted to the chiefs for the Seneca tribe, where such quarter section or fraction is now inhabited and occupied for

cultivation, by any Seneca Indian or Indians; and the same shall be reserved for the use of such Indian or Indians, while he or they shall continue to inhabit and occupy the same for cultivation."

Strike out the 7th article, and in lieu thereof insert:

"And the said chiefs, or their successors, may, at any time they think proper, convey to either of the persons mentioned in said schedule, or his heirs, the quantity secured thereby to him, or may refuse so to do; the use of the said land, however, shall be in the said person. But no such person, whose share of land may have been conveyed to him by the chiefs, nor person who may receive a grant of land, in virtue of any article of this treaty, shall have the right or power to sell, convey, or lease the same, to any person whatever, other than an Indian, unless he shall be authorized so to do, by an agreement entered into between the tribe to which he belongs, convened in public council, and an agent or commissioner of the United States, authorized for that purpose; and such agreement ratified by the President, with the advice and consent of the Senate."

Whereupon,

On motion by Mr. Talbot,

Ordered, That the further consideration of the treaty be postponed to Monday next, and that the report and proposed amendments be printed for the use of the Senate, under an injunction of secrecy.

TUESDAY, JANUARY 13, 1818.

The Senate resumed, as in Committee of the Whole, the consideration of the treaty with the Wyandot, Seneca, Delaware, Shawanese, Potawatamie, Ottawas, and Chippeway tribes of Indians; together with the amendments proposed thereto by Mr. Morrow; and,

On the question to amend the sixth article, by inserting at the end of the first paragraph, these words:

"And in addition to the said grants of land, there shall be reserved, for the use of the said tribe, a tract of one hundred and twelve square miles, which shall be laid off adjoining to, and on three sides of, the aforesaid tract of twelve miles square, in equal quantities on each side, so that the boundary line adjoining the tract to be granted to the Delawares, at Captain Pipe's town, shall remain as provided by the original article."

It was unanimously determined in the affirmative: Yeas, 30.

Those who voted, are—Messrs. Ashmun, Barbour, Burrill, Crittenden, Dickerson, Eppes, Fromentin, Gaillard, Goldsborough, Horsey, Hunter, King, Leake, Macon, Morrill, Morrow, Noble, Ruggles, Sanford, Smith, Stokes, Storer, Tait, Talbot, Taylor, Troup, Vandyke, Williams, of Mississippi, Williams, of Tennessee, and Wilson.

On the question to amend the sixth article, by inserting at the end of the second paragraph, these words:

"And there shall be reserved from sale, by the United States, after a survey of the lands shall have been made, every quarter section and fraction of a section, lying west of and adjoining the Sandusky river, opposite the aforesaid tract provided to be granted to the chiefs for the Seneca tribe, where such quarter section or fraction is now inhabited and occupied for cultivation, by any Seneca Indian or Indians; and the same shall be reserved for the use of such Indian or Indians, while he or they shall continue to inhabit and occupy the same for cultivation."

It was unanimously determined in the affirmative: Yeas, 30.

Those who voted, are—Messrs. Ashmun, Barbour, Burrill, Crittenden, Dickerson, Eppes, Fromentin, Gaillard, Goldsborough, Horsey, Hunter, King, Leake, Macon, Morrill, Morrow, Noble, Ruggles, Sanford, Smith, Stokes, Storer, Tait, Talbot, Taylor, Troup, Van Dyke, Williams, of Mississippi, Williams, of Tennessee, and Wilson.

On the question, “Will the Senate advise and consent to the ratification of the seventh article?”

It was unanimously determined in the negative: Yeas, 31.

Those who voted, are—Messrs. Ashmun, Barbour, Burrill, Campbell, Crittenden, Dickerson, Eppes, Fromentin, Gaillard, Goldsborough, Horsey, Hunter, King, Leake, Macon, Morrill, Morrow, Noble, Ruggles, Sanford, Smith, Stokes, Storer, Tait, Talbot, Taylor, Troup, Van Dyke, Williams, of Mississippi, Williams, of Tennessee, and Wilson.

On the question to insert in lieu of the 7th section, these words:

“And the said chiefs, or their successors, may, at any time they think proper, convey to either of the persons mentioned in said schedule, or his heirs, the quantity secured thereby to him, or may refuse so to do; the use of the said land, however, shall be in the said person. But no such person, whose share of land may have been conveyed to him by the chiefs, nor person who may receive a grant of land, in virtue of any article of this treaty, shall have the right or power to sell, convey, or lease the same, to any person whatever, other than an Indian, unless he shall be authorized so to do, by an agreement entered into between the tribe to which he belongs, convened in public council, and an agent or commissioner of the United States, authorized for that purpose; and such agreement ratified by the President, with the advice and consent of the Senate.”

It was unanimously determined in the affirmative: Yeas, 30.

Those who voted, are—Messrs. Ashmun, Barbour, Burrill, Campbell, Dickerson, Eppes, Fromentin, Gaillard, Goldsborough, Horsey, Hunter, King, Leake, Macon, Morrill, Morrow, Noble, Ruggles, Sanford, Smith, Stokes, Storer, Tait, Talbot, Taylor, Troup, Van Dyke, Williams, of Mississippi, Williams, of Tennessee, and Wilson.

On the question, “Will the Senate advise and consent to the ratification of the two additional articles?”

It was unanimously determined in the negative: Nays, 32.

Those who voted, are—Messrs. Ashmun, Barbour, Burrill, Campbell, Crittenden, Daggett, Dickerson, Eppes, Fromentin, Gaillard, Goldsborough, Horsey, Hunter, King, Leake, Macon, Morrill, Morrow, Noble, Ruggles, Sanford, Smith, Stokes, Storer, Tait, Talbot, Taylor, Troup, Van Dyke, Williams, of Mississippi, Williams, of Tennessee, and Wilson.

And no other amendment having been offered, the President reported it to the House.

On the question, “Shall this treaty pass to a third reading, as amended?”

It was determined in the affirmative.

The Senate resumed the consideration of the nomination of John Heath, to be Consul at Teneriffe; and

Resolved, That they do advise and consent to the appointment, agreeably to the nomination.

On motion by Mr. Barbour,

That the injunction of secrecy be removed from the documents communicated by the Chairman of the Committee on Naval Affairs, on the 29th

of December, containing the proceedings of the Court Martial in the cases of Captain Perry and Captain Heath; and,

On motion,
The Senate adjourned.

THURSDAY, JANUARY 15, 1818.

Mr. Morrow submitted the following resolution for consideration, which was read:

Resolved, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the treaty, made and concluded on the 29th day of September, 1817, at the foot of the Rapids of the Miami of Lake Erie, between the United States and the sachems, chiefs and warriors of the Wyandot, Seneca, Delaware, Shawanese, Potawatamie, Ottawas, and Chippeway tribe of Indians: *Provided, and on condition*, That the following amendments be made thereto, viz:

That at the end of the first paragraph of the sixth article there be inserted: "And in addition to the said grants of land, there shall be reserved, for the use of the said tribe, a tract of one hundred and twelve square miles, which shall be laid off adjoining to, and on three sides of, the aforesaid tract of twelve miles square, in equal quantities on each side, so that the boundary line adjoining the tract to be granted to the Delawares, at Captain Pipe's town, shall remain as provided by the original article."

And that, at the end of the second paragraph of the sixth article, there be inserted:

"And there shall be reserved from sale, by the United States, after a survey of the land shall have been made, every quarter section and fraction of a section, lying west of, and adjoining the Sandusky river, opposite the aforesaid tract provided to be granted to the chiefs for the Seneca tribe, where such quarter section or fraction is now inhabited and occupied for cultivation, by any Seneca Indian or Indians; and the same shall be reserved for the use of such Indian or Indians, while he or they shall continue to inhabit and occupy the same for cultivation."

That the seventh article be expunged, and in lieu thereof there be inserted:

"And the said chiefs, or their successors, may, at any time they think proper, convey to either of the persons mentioned in said schedule, or his heirs, the quantity secured thereby to him, or may refuse so to do; the use of the said land, however, shall be in the said person. But no such person, whose share of land may have been conveyed to him by the chiefs, nor person who may receive a grant of land, in virtue of any article of this treaty, shall have the right or power to sell, convey, or lease the same, to any person whatever, other than an Indian, unless he shall be authorized so to do, by an agreement entered into between the tribe to which he belongs, convened in public council, and an agent or commissioner of the United States, authorized for that purpose; and such agreement ratified by the President, with the advice and consent of the Senate."

That the two additional articles be expunged.

The Senate resumed the consideration of the motion submitted on the 13th instant, to remove the injunction of secrecy from certain documents; and, after debate,

On motion,
The Senate adjourned.

TUESDAY, JANUARY 20, 1818.

The following written message was received from the President of the United States, by Mr. Monroe, his Secretary:

To the Senate of the United States:

I nominate Richard Auchmuty, James Edelin, Christopher Ford, Park G. Howle, George B. English, Richard D. Green, Robert M. Desha, and Henry E. Dix, to be First Lieutenants in the Marine Corps.

Charles K. Porter, Joseph C. Hall, William Dulany, Thomas S. English, Henry W. Gardner, Ambrose Madison, William Wright, James M. Clements, Thomas B. Barton, Richard W. Ashton, George W. Walker, and William W. Wheteroft, to be Second Lieutenants in the Marine Corps.

JAMES MONROE.

The message was read.

Ordered, That it lie for consideration.

The Senate resumed the consideration of the motion submitted on the 13th instant, to remove the injunction of secrecy from certain documents, and disagreed thereto.

Mr. Goldsborough presented the memorial of Alexander Scott, of Maryland, praying that the injunction of secrecy may be removed from the proceedings of the Senate, on his nomination in 1816, for reasons stated in the memorial; which was read.

WEDNESDAY, JANUARY 21, 1818.

Mr. Goldsborough submitted the following motion, which was read and considered:

Resolved, That any member of this Senate be permitted to relate, in a court of justice or elsewhere, any proceedings which took place in Senate in the month of April, eighteen hundred and sixteen, upon the nomination by the President, of Alexander Scott, of Maryland, for the office of "Commissioner under the act providing for the payment of property lost, captured, or destroyed by the enemy, and for other purposes."

On the question to agree to the resolution,

It was determined in the negative: Yeas, 1; Nays, 31.

On motion by Mr. Lacock,

The yeas and nays being desired by one-fifth of the Senators present, Those who voted in the affirmative, are—Mr. Crittenden.

Those who voted in the negative, are—Messrs. Ashmun, Barbour, Burrill, Campbell, Daggett, Dickerson, Eppes, Fromentin, Gaillard, Hunter, King, Lacock, Leake, Macon, Morrill, Morrow, Noble, Otis, Roberts, Sanford, Smith, Stokes, Storer, Tait, Taylor, Tichenor, Troup, Van Dyke, Williams, of Mississippi, Williams, of Tennessee, and Wilson.

THURSDAY, JANUARY 22, 1818.

The Senate took into consideration the message of the 20th instant, nominating Richard Auchmuty, and others to appointments in the Marine Corps; and,

On motion by Mr. Tait,

Ordered, That it be referred to the Committee on Naval Affairs, to inquire and report thereon.

FRIDAY, JANUARY 23, 1818.

The following written message was received from the President of the United States, by Mr. Monroe, his Secretary:

To the Senate of the United States:

I nominate the following persons for the offices respectively annexed to their names:

John P. Maberry, of Ohio, Receiver of Public Money, Marietta.

John Sanders, Massachusetts, Surveyor of the port of Salem.

Ebenezer Dale, Massachusetts, Surveyor of the port of Gloucester.

William D. Harrison, Maryland, Collector of the port of Nanjemoy.

Henry Muse, Virginia, Surveyor of the port of Urbanna.

Elijah Hall, New Hampshire, Naval Officer of the port of Portsmouth.

JAMES MONROE.

January 20th, 1818.

The message was read.

Ordered, That it lie for consideration.

The treaty with the Wyandot, Seneca, Delaware, Shawanese, Potawatamie, Ottawas, and Chippeway tribes of Indians, was read the third time; and The resolution for the ratification thereof was considered; and, after debate,

On motion by Mr. Campbell,

The further consideration thereof was postponed to Wednesday next.

TUESDAY, JANUARY 27, 1818.

The two following written messages were yesterday received from the President of the United States, by Mr. Monroe, his Secretary:

To the Senate of the United States:

I nominate the following persons for the offices respectively annexed to their names:

John Wright, of Ohio, to be Attorney of the United States for the District of Ohio, in the place of Samuel Herrick, resigned.

Henry Y. Webb, of North Carolina, to be Judge of the Alabama Territory, in the place of Stevenson Archer, resigned.

Victor Adolphus Sasserno, to be Consul of the United States at Nice, in the Kingdom of Sardinia.

John H. Morel, of Georgia, to be Marshal of the District of Georgia, instead of John Eppenger, resigned.

JAMES MONROE.

January 26th, 1818.

To the Senate of the United States:

I nominate Albion K. Parris, of the district of Maine, in Massachusetts, to be Judge of the United States, for the said district, in the place of David Sewall, resigned.

JAMES MONROE.

January 27th, 1818.

The messages were severally read.

Ordered, That they lie for consideration.

The Senate proceeded to consider the nominations of John P. Maberry and Elijah Hall, contained in the message of the 23d instant; and

Resolved, That they do advise and consent to the appointments, agreeably to their nominations respectively.

Mr. Tait, from the Committee on Naval Affairs, to whom was referred the message of the 20th instant, nominating Richard Auchmuty, and others, to offices, reported. Whereupon,

Resolved, That the Senate do advise and consent to the appointments of Richard Auchmuty, James Edelin, Christopher Ford, Parke G. Howle, George B. English, Richard D. Green, Robert M. Desha, and Henry E. Dix, agreeably to their nominations respectively.

Ordered, That the other nominations be postponed.

WEDNESDAY, JANUARY 28, 1818.

The Senate resumed the consideration of the message of the 23d instant, nominating John P. Maberry, and others, to offices; and

Resolved, That they do advise and consent to the appointment of Henry Muse, agreeably to the nomination.

On motion,

Ordered, That the nominations contained in the said message, not acted on, be referred to the Committee on Finance, to inquire and report thereon.

The Senate proceeded to consider the nomination of Albion K. Parris, contained in the message of the 27th instant; and

Resolved, That they do advise and consent to the appointment, agreeably to the nomination.

The Senate proceeded to consider the message of the 27th instant, nominating John Wright, and others, to offices; and

Resolved, That they do advise and consent to the appointments of Henry Y. Webb, Victor Adolphus Sasserino, and John H. Morel, agreeably to their nominations respectively.

The Senate resumed the consideration of the nomination of Simeon Knight, contained in the message of the 18th December; and

Resolved, That they do advise and consent to the appointment, agreeably to the nomination.

The Senate resumed the consideration of the nomination of William Wright, contained in the message of the 20th instant; and

Resolved, That they do advise and consent to the appointment, agreeably to the nomination.

On motion by Mr. Williams, of Tennessee,

Ordered, That the Secretary make return to the President of the United States, on all nominations which have been agreed to.

FRIDAY, JANUARY 30, 1818.

The Senate resumed the consideration of the treaty with the Wyandot, Seneca, Delaware, Shawanese, Potawatamie, Ottawas, and Chippeway tribes of Indians, together with the resolution for the ratification thereof, submitted by Mr. Morrow, on the 15th instant.

On motion by Mr. Barbour,

That the said treaty be recommitted to the Committee on Public Lands, with instructions to report it without amendment;

It was determined in the negative: Yeas, 3; Nays, 30.

Those who voted in the affirmative, are—Messrs. Barbour, Eppes, and Ruggles

Those who voted in the negative, are—Messrs. Ashmun, Burrill, Campbell, Crittenden, Daggett, Dickerson, Fromentin, Gaillard, Goldsborough, Horsey, King, Lacock, Leake, Macon, Morrow, Noble, Otis, Sanford, Smith, Stokes, Storer, Tait, Talbot, Taylor, Tichenor, Troup, Van Dyke, Williams, of Mississippi, Williams, of Tennessee, and Wilson.

On motion by Mr. Morrow,

To amend the resolution, by inserting in the clause proposing a substitute for the 7th article of the treaty, after the words "*or lease the same*," the following words: "nor shall any sale, conveyance, or lease of such lands, be valid, to give title or right of possession."

It was determined in the affirmative: Yeas, 29; Nays, 4.

Those who voted in the affirmative, are—Messrs. Ashmun, Barbour, Burrill, Campbell, Crittenden, Dickerson, Eppes, Fromentin, Gaillard, Goldsborough, Horsey, Lacock, Leake, Macon, Morrow, Noble, Ruggles, Sanford, Stokes, Storer, Tait, Talbot, Taylor, Tichenor, Troup, Van Dyke, Williams, of Mississippi, Williams, of Tennessee, and Wilson.

Those who voted in the negative, are—Messrs. Daggett, King, Otis, and Smith.

On motion by Mr. Burrill,

Further to amend the resolution, by striking out from the clause aforesaid, the following words: "unless he shall be authorized so to do, by an agreement entered into between the tribe to which he belongs, convened in public council, and an agent or commissioner of the United States, authorized for that purpose; and such agreement ratified by the President, with the advice and consent of the Senate."

The question was put, "*Shall these words stand part of the resolution?*"

And determined in the negative: Yeas, 19; Nays, 13.

Those who voted in the affirmative, are—Messrs. Barbour, Crittenden, Dickerson, Eppes, Fromentin, Leake, Morrow, Noble, Ruggles, Sanford, Stokes, Tait, Talbot, Taylor, Troup, Van Dyke, Williams, of Mississippi, Williams, of Tennessee, and Wilson.

Those who voted in the negative, are—Messrs. Ashmun, Burrill, Daggett, Gaillard, Goldsborough, Horsey, King, Lacock, Macon, Morrill, Smith, Storer, and Tichenor.

Two-thirds of the Senators present not agreeing thereto, the words were stricken out.

A motion was made by Mr. Burrill, to insert the following words, in lieu of those stricken out:

"Nor shall any purchase, grant, lease, or other conveyance of said lands, hereby reserved or granted to said Indians, at any time hereafter made to any other than an Indian, be of any validity in law or equity, unless the same be made by treaty or convention, entered into pursuant to the Constitution of the United States." Whereupon,

On motion by Mr. Williams, of Mississippi,

Ordered, That the said treaty, together with the resolution for the ratification thereof, be recommitted to the Committee on Public Lands, further to consider and report thereon.

Mr. Goldsborough submitted the following motion for consideration:

Resolved, That an extract from the Executive Journal be given to Alexander Scott, relating to his nomination by the President as Commissioner under the law providing indemnity for property lost, captured, or destroyed by the enemy.

TUESDAY, FEBRUARY 3, 1818.

Mr. Morrow, from the Committee on the Public Lands, to whom was re-committed the treaty with the Wyandot and other Indian tribes, and the resolution for the ratification thereof; reported the same without further amendment, and presented the following resolution for consideration:

Resolved by the Senate, That the further consideration of the treaty, concluded at the foot of the Rapids of the Miami of Lake Erie, on the 29th day of September, 1817, with the Wyandots, Seneca, Shawnee, Delaware, Potawatamie, Ottawa, and Chippeway tribes of Indians, be postponed; and that it be recommended to the President of the United States to proceed to further negotiation with the said tribes, or either of them, in order that the provisions, whereby it is stipulated that the United States shall receive from the said tribes a cession of certain lands, and regrant the same, in fee simple, to the said tribes, for the uses therein described; and also, the articles and schedule of the said treaty, which provide for the division and grant of the said lands, by the chiefs of the said tribes, to individuals thereof, and so that the grantees may convey the same to any person whatever, be expunged from the said treaty; and that such portion of the lands belonging to the said tribes, as shall not be ceded to the United States, be reserved to the said tribes, in like manner as has been practised in other and similar cases.

On motion by Mr. Morrow,

Ordered, That the said report, together with the resolution for the ratification of the treaty, be printed for the use of the Senate, under an injunction of secrecy.

Mr. Campbell, from the Committee on Finance, to whom was referred the nominations of John Sanders, Ebenezer Dale, and William D. Harrison, contained in the message of the 23d January, reported.

Whereupon,

Resolved, That the Senate do advise and consent to the appointments, agreeably to the nominations respectively.

The Senate proceeded to consider the motion, submitted the 30th January, to furnish Alexander Scott with an extract from the Executive Journal, comprehending the proceedings of the Senate on his nomination to be Commissioner under the act for the payment for property destroyed by the enemy; and,

On motion by Mr. Goldsborough,

To amend the motion by adding thereto the following words: "And also, a further extract from said Journal, of the nomination and appointment of said Scott, in the year 1802, to the office of Collector for the District of Nanjemoy, in the State of Maryland;"

It was determined in the negative.

On the question to adopt the original resolution,

It was determined in the negative.

WEDNESDAY, FEBRUARY 4, 1818.

The Senate resumed the consideration of the nominations of William Dulany, and William W. Whetcroft, contained in the message of the 20th January; and

Resolved, That they do advise and consent to the appointment of William Dulany, agreeably to the nomination.

On motion by Mr. Lacock,

Ordered, That the nomination of William W. Whetcroft be postponed to Monday next.

The Senate resumed the consideration of the nomination of William P. Zantzinger, contained in the message of the 15th December; and,

On motion by Mr. Tait,

Ordered, That the consideration thereof be postponed to the first day of March next.

The Senate proceeded to consider the report of the Committee on the Public Lands, on the treaty with the Wyandot, and other Indian tribes; and,

On motion by Mr. King,

Ordered, That it be postponed to, and made the order of the day for, to-morrow.

A message in writing was received from the President of the United States, by Mr. Monroe, his Secretary.

THURSDAY, FEBRUARY 5, 1818.

The message yesterday received from the President of the United States, was read, as follows:

To the Senate of the United States:

I nominate for promotions and appointments, the persons whose names are stated in the list annexed to the enclosed letter from the Secretary of War, for the offices respectively proposed.

JAMES MONROE.

February 4th.

WAR DEPARTMENT, January 31st, 1818.

SIR: I have the honor to lay before you, a list of promotions and appointments in the Army of the United States.

With perfect respect,

, I have the honor to be,

Sir, your obedient servant,

J. C. CALHOUN,

The PRESIDENT of the United States.

Promotions and Appointments in the Army of the United States.

Light Artillery.

Brevet 2d Lieutenant Richard M. White, to be 2d Lieutenant, 1st-December, 1817, vice Stanton, resigned.

Corps of Artillery.

1st Lieutenant Luther Scott, to be Captain, 24th November, 1817, vice Neil, deceased.

2d Lieutenant Joseph Taylor, to be 1st Lieutenant, 24th November, 1817, vice Scott, promoted.

3d Lieutenant R. B. Lee, to be 2d Lieutenant, 24th November, 1817, vice Taylor, promoted.

3d Lieutenant Frederick L. Griffith, to be 2d Lieutenant, 9th December, 1817, vice Washington, deceased.

First Regiment of Infantry.

2d Lieut, Truman Cross, to be 1st Lieut., 2d January, 1818, vice Paulling.

Sixth Regiment of Infantry.

Brevet Captain E. Boardman, to be Captain, 31st March, 1817, vice Humphreys, promoted.

Seventh Regiment of Infantry.

1st Lieutenant F. S. Gray, to be Captain, 1st June, 1817, vice Tipton.

Eighth Regiment of Infantry.

1st Lieutenant William Arnold, to be Captain, 5th November, 1817, vice Brownlow, deceased,

Appointments.

Milo Mason, Captain Corps of Artillery, to be Deputy Quartermaster General.

Archibald W. Hamilton, New York, to be Assistant Deputy Quartermaster General.

Henry Stanton, Vermont, to be Assistant Deputy Quartermaster General.

Andrew McIntire, late Sergeant, to be 2d Lieutenant, Light Artillery.

Edward Polk, District Columbia, to be 3d Lieutenant, Corps of Artillery.

Gaston Powell, District of Columbia, to be 2d Lieutenant, 1st Infantry.

George C. Spencer, Indiana, to be 2d Lieutenant, 1st Infantry.

William Seaton, Maryland, to be 2d Lieutenant, 1st Infantry.

William Harney, Louisiana, to be 2d Lieutenant, 1st Infantry.

Jehiel Brooks, Kentucky, to be 2d Lieutenant, 1st Infantry.

George M. Beall, Ohio, to be 2d Lieutenant, 1st Infantry.

William R. Jouett, Tennessee, to be 2d Lieutenant, 1st Infantry.

William McCurdy Gray, to be 2d Lieutenant, 2d Infantry.

Peter Grayson, Virginia, to be 2d Lieutenant, 3d Infantry.

William D. McCray, to be 2d Lieutenant, 3d Infantry.

Thomas Anthony, Pennsylvania, to be 2d Lieutenant, 4th Infantry.

Joseph P. Bunting, late 2d Lieut. Artillery, to be 2d Lieut., 4th Infantry.

John D. Orr, Kentucky, to be 2d Lieutenant, 4th Infantry.

William Camp, Jr., Maryland, to be 2d Lieutenant, 4th Infantry.

William Lear, Sergeant, to be 2d Lieutenant, 4th Infantry.

Quin B. Heironemous, Columbia, to be 2d Lieutenant, 4th Infantry.

Wilson C. N. Armistead, Virginia, to be 2d Lieutenant, 4th Infantry.

Thomas R. Broom, late 3d Lieut. Artillery, to be Paymaster, 4th Infantry.

William G. Camp, Virginia, to be 2d Lieutenant, 5th Infantry.

Edward P. Tyler, Connecticut, to be 2d Lieutenant, 5th Infantry.

C. F. L. Durand, New York, to be 2d Lieutenant, 6th Infantry.

William Augustus Mix, New York, to be 2d Lieutenant, 6th Infantry.

James McLean, New York, to be 1st Lieutenant, 7th Infantry.

Robert Lyman, 2d Lieut. Artillery, to be 1st Lieut., 7th Infantry.

R. J. Easter, Georgia, to be 1st Lieutenant, 7th Infantry.

Angus W. M. Donald, 3d Lieut. Artillery, to be 2d Lieut., 7th Infantry.

H. Berryman, 3d Lieutenant, Artillery, to be 2d Lieutenant, 7th Infantry,

George Murdock, 3d Lieut. Artillery, to be 2d Lieut., 7th Infantry.
 Henry S. Mallory, 3d Lieut. Artillery, to be 2d Lieut. 7th Infantry.
 Tyron Yancey, Tennessee, to be 2d Lieutenant, 7th Infantry.
 Stephen H. Webb, New York, to be 1st Lieutenant, 8th Infantry.
 Ethan A. Hitchcock, 3d Lieut. Artillery, to be 2d Lieut., 8th Infantry.
 J. M. Washington, 3d Lieut., Artillery, to be 2d Lieut., 8th Infantry.
 Jeremiah Yancey, 3d Lieut. Artillery, to be 2d Lieut., 8th Infantry.
 W. Whartley, 3d Lieut. Artillery, to be 2d Lieut., 8th Infantry.
 George W. Allen, Massachusetts, to be 2d Lieutenant, 8th Infantry.
 John Whitman, Massachusetts, to be 2d Lieutenant, 8th Infantry.
 John Page, Massachusetts, to be 2d Lieutenant, 8th Infantry.
 John M. Hanson, New York, to be 2d Lieutenant, 8th Infantry.
 Cornelius Gates, New York, to be 2d Lieutenant, 8th Infantry.
 John Wheelock, Kentucky, to be 2d Lieutenant, 8th Infantry.
 Thaddeus Hubbard, late Surgeon's Mate, 34th Infantry, to be Surgeon's Mate, 8th Infantry.

Francis Smith, Kentucky, to be 2d Lieutenant, Rifle regiment.

Thomas W. Kavanaugh, Kentucky, to be 2d Lieutenant, Rifle regiment.

Mordecai Hale, New York, to be Post Surgeon.

Ordered, That the said message lie for consideration.

Agreeably to order, the Senate resumed the consideration of the report of the Committee on the Public Lands, on the treaty with the Wyandot, and other Indian tribes, and the resolution submitted therewith.

On the question to agree to the resolution,

It was determined in the affirmative: Yeas, 31.

Those who voted, are—Messrs. Ashmun, Barbour, Burrill, Crittenden, Daggett, Dickerson, Eppes, Fromentin, Gaillard, Goldsborough, Horsey, Hunter, King, Lacock, Leake, Macon, Morrow, Noble, Ruggles, Sanford, Stokes, Storer, Tait, Talbot, Taylor, Tichenor, Troup, Van Dyke, Williams, of Mississippi, Williams, of Tennessee, and Wilson.

So it was

Resolved by the Senate, That the further consideration of the treaty, concluded at the foot of the Rapids of the Miami of Lake Erie, on the 29th day of September, 1817, with the Wyandots, Seneca, Shawnee, Delaware, Potawatony, Ottawa, and Chippeway tribes of Indians, be postponed; and that it be recommended to the President of the United States to proceed to further negotiation with the said tribes, or either of them, in order that the provisions, whereby it is stipulated that the United States shall receive from the said tribes a cession of certain lands, and regrant the same, in fee simple, to the said tribes, for the uses therein described; and also, the articles and schedule of the said treaty, which provide for the division and grant of the said lands, by the chiefs of the said tribes, to individuals thereof, and so that the grantees may convey the same to any person whatever, be expunged from the said treaty; and that such portion of the lands belonging to the said tribes, as shall not be ceded to the United States, be reserved to the said tribes, in like manner as has been practised in other and similar cases.

Ordered, That the Secretary lay this resolution before the President of the United States.

FRIDAY, FEBRUARY 6, 1818.

The Senate proceeded to consider the message of the 4th instant, nominating sundry persons to promotions and appointments in the Army; and,

On motion by Mr. Tichenor,
Ordered, That it be referred to the Committee on Military Affairs, to inquire and report thereon.

The following written message was received from the President of the United States, by Mr. Monroe, his Secretary:

To the Senate of the United States:

I nominate Augustus Choteau, to be a Commissioner to treat with the Illinois, Kickapoos, Pattawatimies, and other tribes of Indians, within the Illinois Territory, instead of Governor William Clark, who hath declined an acceptance of the said appointment.

I nominate, also, David C. Nicholls, of the State of Louisiana, to be Third Lieutenant of the Artillery Corps.

I withdraw the nomination of John Wright, as Attorney of the United States for the district of Ohio, and nominate John C. Wright for that office.

JAMES MONROE.

February 6, 1818.

The message was read.

On motion by Mr. Ruggles,

The nomination of John C. Wright was considered by unanimous consent; and

Resolved, That the Senate do advise and consent to the appointment, agreeably to the nomination.

On motion by Mr. Ruggles,

Ordered, That the Secretary lay this resolution before the President of the United States.

WEDNESDAY, FEBRUARY 11, 1818.

The two following written messages were received from the President of the United States, by Mr. Monroe, his Secretary:

To the Senate of the United States:

I nominate George Bullitt, of the Missouri Territory, whose commission expires on the ninth of this month, to be an additional Judge for the said Territory.

JAMES MONROE.

February 7, 1818.

To the Senate of the United States:

I nominate Governor Lewis Cass and General Duncan McArthur, to be Commissioners, to hold a treaty with the Wyandot, Seneca, Shawnee, Delaware, Potawatomy, Ottawa, and Chippeway tribes of Indians, for the relinquishment of their title to lands claimed by them in the State of Ohio.

JAMES MONROE.

February 10, 1818.

The messages were read.

Ordered, That they lie for consideration.

Mr. Williams, of Tennessee, from the Committee on Military Affairs, to whom was referred the message of the 4th instant, nominating sundry persons to military promotions and appointments, made report. Whereupon,

Resolved, That the Senate do advise and consent to the promotions and appointments, agreeably to their nominations, respectively; except to the appointments of Archibald W. Hamilton, William R. Jouett, William McCurdy Gray, William D. McCray, Quin B. Heironemous, and James McLean, which were ordered to be postponed.

On motion by Mr. Campbell,

It was agreed to take the question on the nomination of Archibald W. Hamilton, by yeas and nays.

FRIDAY, FEBRUARY 13, 1818.

The following written message was received from the President of the United States, by Mr. Monroe, his Secretary:

To the Senate of the United States:

I withdraw the nomination of David W. Hall, as Collector of direct taxes and internal duties for the State of Indiana, and nominate David W. Hale for that office.

JAMES MONROE.

February 13th, 1818.

The message was read.

Ordered, That it lie for consideration.

On motion by Mr. Fromentin,

Ordered, That Lieut. Wolcott Chauncey have leave to withdraw all documents by him communicated to the Senate at the last session.

The Senate resumed the consideration of the nomination of Archibald W. Hamilton, contained in the message of the 4th instant; and,

On the question, "Will the Senate advise and consent to this appointment?"

It was determined in the affirmative: Yeas, 23; Nays, 9.

The yeas and nays having been desired by one-fifth of the Senators present,

Those who voted in the affirmative, are—Messrs. Barbour, Burrill, Daggett, Fromentin, Gaillard, Goldsborough, Hunter, King, Lacock, Macon, Morrow, Noble, Otis, Ruggles, Sanford, Stokes, Storer, Tait, Talbot, Troup, Van Dyke, Williams, of Tennessee, and Wilson.

Those who voted in the negative, are—Messrs. Ashmun, Campbell, Crittenden, Dickerson, Eppes, Leake, Smith, Taylor, and Williams, of Mississippi.

So it was

Resolved, That the Senate do advise and consent to the appointment, agreeably to the nomination.

On motion by Mr. Williams, of Tennessee,

Ordered, That the Secretary make return to the President of the United States, on all nominations heretofore acted on.

TUESDAY, FEBRUARY 17, 1818.

The following written message was received from the President of the United States, by Mr. Monroe, his Secretary:

To the Senate of the United States:

I nominate to the Senate, John Hamm, of the State of Ohio, as Marshal

of the United States for the district of Ohio, the term of his former commission being expired.

JAMES MONROE.

February 16, 1818.

THURSDAY, FEBRUARY 19, 1818.

The Senate resumed the consideration of the nominations of William R. Jouett, William McCurdy Gray, William D. McCray, Quin B. Heironemous, and James McLean, to appointments in the Army; and

Resolved, That they do advise and consent to the appointments of William R. Jouett, William McCurdy Gray, and Quin B. Heironemous, agreeably to the nominations respectively.

Ordered, That the nominations of William D. McCray and James McLean be postponed.

The Senate resumed the consideration of the nomination of William W. Whetcroft, to be a 2d Lieutenant of Marines; and

Resolved, That they do advise and consent to the appointment, agreeably to the nomination.

The Senate resumed the consideration of the nominations of Augustus Choteau and David C. Nicholls, contained in the message of the 6th instant; and

Resolved, That they do advise and consent to the appointments, agreeably to the nominations respectively.

The Senate proceeded to consider the message of the 11th instant, nominating George Bullitt to office; and

Resolved, That they do advise and consent to the appointment, agreeably to the nomination.

The Senate proceeded to consider the message of the 11th instant, nominating Lewis Cass and Duncan McArthur to offices; and

Resolved, That they do advise and consent to the appointments, agreeably to the nominations respectively.

The Senate proceeded to consider the message of the 13th instant, nominating David W. Hale to office; and

Resolved, That they do advise and consent to the appointment, agreeably to the nomination.

The message received from the President of the United States, on the 17th instant, nominating John Hamm to office, was read, and considered.

Whereupon,

Resolved, That the Senate do advise and consent to the appointment, agreeably to the nomination.

On motion by Mr. Williams, of Tennessee,

Ordered, That the Secretary make return to the President of the United States, on all nominations this day agreed to.

THURSDAY, FEBRUARY 26, 1818.

The two following written messages were received from the President of the United States, by Mr. Monroe, his Secretary:

To the Senate of the United States:

I nominate Thomas A. Linton, a 2d Lieutenant, to be 1st Lieutenant in the United States Marine corps; and

John McClure, of Indiana, to be a 2d Lieutenant in said corps, in the place of William W. Whetcroft, whose nomination is withdrawn.

JAMES MONROE.

Note Explanatory.

Lieutenant Linton was accidentally omitted in the late nominations for promotion, under an impression that he had been previously confirmed by the Senate, as a 1st Lieutenant, and his name ought to have stood at the head of the list of 2d Lieutenants, last promoted.

To the Senate of the United States:

I nominate Alexander Stuart, of the Missouri Territory, to be Judge of the United States for the said Territory, for two years ensuing the date of the commission heretofore given, whose term has expired.

JAMES MONROE.

February 26th, 1818.

The messages were severally read.

Ordered, That they lie for consideration.

MONDAY, MARCH 2, 1818.

The Senate resumed the nomination of William D. M'Cray, contained in the message of the 4th February, nominating sundry persons to promotions and appointments in the Army; and

Resolved, That they do advise and consent to the appointment, agreeably to the nomination.

The Senate proceeded to consider the message of the 26th February, nominating Thomas A. Linton and John M'Clure to offices; and,

On motion,

Ordered, That the said nominations be referred to the Committee on Naval Affairs, to inquire and report thereon.

FRIDAY, MARCH 6, 1818.

The following written message was received from the President of the United States, by Mr. Monroe, his Secretary:

To the Senate of the United States:

I lay before the Senate, for their consideration, and the exercise of their constitutional power of advice and consent, respecting the ratification thereof, a treaty, concluded on the 22d of January last, with the Creek nation of Indians.

This treaty is accompanied by certain documents, having relation to it.

JAMES MONROE.

March 5, 1818.

The message, with the treaty and accompanying documents, were read.

On motion by Mr. Tait,

Ordered, That they be printed for the use of the Senate, under an injunction of secrecy.

The following written message was also received from the President of the United States, by Mr. Monroe, his Secretary:

To the Senate of the United States:

I withdraw the nomination, made on the 26th of February, of Alexander Stuart, as Judge of the Missouri Territory for two years, and nominate him to the Senate, for the term of four years, from the expiration of his former commission:

The nomination of William D. Garrison, of Maryland, to be Collector of the port of Nanjemoy, having been erroneous, which nomination was duly confirmed by the Senate, I now nominate the said William D. Garrison as Surveyor for that port, in the room of Massey Simms, deceased.

I nominate Robert Wash, of the Missouri Territory, as Attorney of the United States, for said Territory, in the room of Charles Lucas, deceased.

JAMES MONROE.

March 6, 1818.

The message was read, and considered by unanimous consent.

Whereupon,

Resolved, That the Senate do advise and consent to the appointments, agreeably to the nominations respectively.

Mr. Tait, from the Committee on Naval Affairs, to whom was referred the nominations of Thomas A. Linton and John M'Clure, reported.

Whereupon,

Resolved, That the Senate do advise and consent to the appointment of Thomas A. Linton, agreeably to the nomination.

On motion,

Ordered, That the nomination of John M'Clure be postponed to the first Monday in June.

Ordered, That the Secretary make return to the President of the United States, of all nominations this day agreed to.

The Senate resumed the consideration of the nomination of William P. Zantzinger, contained in the message of the 20th January; and,

On motion by Mr. Van Dyke,

Ordered, That the consideration thereof be further postponed to Monday, the 23d instant.

TUESDAY, MARCH 10, 1818.

The two following written messages were received from the President of the United States, by Mr. Monroe, his Secretary:

To the Senate of the United States:

I nominate to the Senate, the following persons, for the offices respectively annexed to their names:

Adam D. Stewart, to be Collector for the district for Michilimackinac, and Inspector of the Revenue for the port thereof, instead of John Rodgers, resigned.

John Brewster, to be Collector for the district of Perth Amboy, and Inspector of the Revenue for the port thereof.

Stephen Thacher, to be Collector for the district of Passamaquoddy, and Inspector of the Revenue for the port thereof.

Duncan Campbell, to be Collector of Direct Taxes and Internal Duties of the tenth district of North Carolina, instead of Robert Lacke, deceased.

Daniel Miles, to be Collector of Direct Taxes and Internal Duties for the ninth district of Ohio, instead of Ezra Miles, resigned.

John W. Littlejohn, to be Collector of Direct Taxes and Internal Duties for the twenty-second district of Virginia, instead of John Littlejohn, resigned.

JAMES MONROE.

To the Senate of the United States:

I nominate to the Senate, Benjamin Moore, of the City of Washington, and Benjamin Franklin Mackall, of Georgetown, to be Justices of the Peace for the county of Washington.

JAMES MONROE.

March 10th, 1818.

The messages were read.

Ordered, That they lie for consideration.

The treaty of limits with the Creek nation of Indians, was read the second time; and,

On motion by Mr. Tait,

Ordered, That it be referred to the Committee on the Public Lands, to consider and report thereon.

THURSDAY, MARCH 12, 1818.

The Senate took into consideration the message of the 10th instant, nominating Adam D. Stewart, and others, to offices; and

Resolved, That they do advise and consent to the appointments of Adam D. Stewart, John Brewster, Stephen Thacher, and Duncan Campbell, agreeably to the nominations respectively.

Ordered, That the nominations of Daniel Miles and John W. Littlejohn be postponed.

On motion by Mr. Storer,

Ordered, That the Secretary lay the aforesaid resolution before the President of the United States.

Mr. Morrow, from the Committee on the Public Lands, to whom was referred the treaty of limits with the Creek nation of Indians, reported the same without amendment.

WEDNESDAY, MARCH 18, 1818.

The two following written messages were received from the President of the United States, by Mr. Monroe, his Secretary:

To the Senate of the United States:

I nominate Jesse D. Elliott, Master Commandant, to be a Captain in the Navy.

Samuel Jackson, Andrew B. Cook, John H. Gordon, Leonard Osborne, Thomas Williamson, John Dix, George S. Proston, John Cadle, and Silas D. Wickes, Surgeon's Mates, to be Surgeons in the Navy.

James M. McIntosh, James A. Perry, Josiah Tattnall, Hugh N. Page, William Temple, James Goodrum, George McCauley, John A. Cook, Archibald McNeal, William Inman, Lewis E. Simonds, Joel Abbot, Peleg K. Dunham, Richard M. Potter, William H. Mott, William J. McCluney, Henry Gray, Albert G. Wall, Ephraim D. Whitlock, Horace B. Sawyer, Allen R. W. Griffin, Harrison H. Cocke, James F. Curtis, John B. Montgomery, Joshua R. Sands, Samuel A. Eakin, John M. Dale, Cornelius K. Stribling, James E. Legaré, and John L. Cummings, Midshipmen, to be Lieutenants in the Navy.

JAMES MONROE.

To the Senate of the United States:

I nominate the persons mentioned in the accompanying list, for the offices respectively annexed to their names, in a letter from the Secretary of War.

JAMES MONROE.

16th March, 1818.

WAR DEPARTMENT, 13th March, 1818.

SIR: I have the honor to lay before you, the enclosed list of promotions and appointments in the Army of the United States,

I have the honor to be,

With perfect respect,

Your obedient servant,

J. C. CALHOUN.

The PRESIDENT of the United States.

Promotions and appointments in the Army of the United States.

Ordnance Department.

Third Lieutenant John Hills, to be Second Lieutenant, 1st January, 1818, vice Rigal.

Corps of Artillery.

First Lieutenant Robert R. Ruffin, to be Captain, 20th March, 1818, vice Allen, resigned.

Second Lieutenant Joseph Bosque, to be First Lieutenant, 1st March, 1818, vice Sharp, resigned.

Second Lieutenant Robert Beall, to be First Lieutenant, 20th March, 1818, vice Ruffin, promoted.

Third Lieutenant Edward J. Lambert, to be Second Lieutenant, 1st March, 1818, vice Bosque, promoted.

Third Lieutenant William G. McNeill, to be Second Lieutenant, 1st March, 1818, vice Johnson, resigned.

Third Lieutenant Constantine M. Eakin, to be Second Lieutenant, 20th March, 1818, vice Beall, promoted.

First Regiment of Infantry.

Second Lieutenant James Scallan, to be First Lieutenant, 31st January, 1818, vice Donoho, resigned.

Second Lieutenant James Collins, to be First Lieutenant, 1st March, 1818, vice Houston, resigned.

Second Regiment of Infantry.

Brevet Major Enos Cutler, Captain of the 4th Infantry, to be Major, 10th February, 1818, vice Leavenworth, promoted.

Third Regiment of Infantry.

Lieutenant Colonel Joseph L. Smith, of the 5th Infantry, to be Colonel, 10th February, 1818, vice Miller, resigned.

Second Lieutenant Andrew Lewis, to be First Lieutenant, 10th February, 1818, vice Sturgus, resigned.

Fourth Regiment of Infantry.

First Lieutenant James McGlassell, to be Captain, 10th February, 1818, vice Cutler, promoted.

Second Lieutenant Henry R. Dulany, to be First Lieutenant, 10th February, 1818, vice McGlassell, promoted.

Fifth Regiment of Infantry.

Brevet Colonel Henry Leavenworth, Major of the 2d Infantry, to be Lieutenant Colonel, 10th February, 1818, vice Smith, promoted.

Second Lieutenant Thomas Hunt, to be First Lieutenant, 1st July, 1818, vice Martin, dropped.

Rifle Regiment.

First Lieutenant Lewn. Hichman, to be Captain, 15th February, 1817, vice Dufphey, resigned.

Second Lieutenant William G. Shade, to be First Lieutenant, 15th February, 1818, vice Hichman, promoted.

Appointments.

Charles B. Talmadge, to be Paymaster, Light Artillery.

The messages were severally read.

On motion by Mr. Williams, of Mississippi,

Ordered, That the message nominating sundry persons to promotions in the Navy, be referred to the Committee on Naval Affairs, to inquire and report thereon.

On motion by Mr. Williams, of Mississippi,

Ordered, That the message nominating sundry persons to promotions and appointments in the Army, be referred to the Committee on Military Affairs, to inquire and report thereon.

The Senate proceeded to consider the message nominating Justices of the Peace for the county of Washington; and,

On motion by Mr. Williams, of Tennessee,

Ordered, That it be referred to the Committee on the District of Columbia, to inquire and report thereon.

The Senate resumed the consideration of the nominations of Daniel Miles and John W. Littlejohn, contained in the message of the 10th instant; and

Resolved, That they do advise and consent to the appointment of Daniel Miles, agreeably to the nomination.

Ordered, That the nomination of John W. Littlejohn be postponed.

The treaty of limits with the Creek nation of Indians, was read the second time, and considered as in Committee of the Whole; and no amendment having been proposed,

Mr. Tait submitted the following motion for consideration:

Resolved, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the treaty of limits, made and concluded between the United States of America and the Creek nation of Indians, by their kings, chiefs, headmen, and warriors, at the Creek Agency, on Flint river, on the 22d day of January, 1818.

FRIDAY, MARCH 20, 1818.

The treaty of limits with the Creek nation of Indians, was read the third time, and the resolution for the ratification thereof having been agreed to,

On the question, "Will the Senate advise and consent to the ratification of the treaty of limits with the Creek nation of Indians?"

It was unanimously determined in the affirmative: Yeas, 26.

Those who voted, are—Messrs. Barbour, Burrill, Campbell, Dickerson, Eppes, Gaillard, Horsey, Hunter, Johnson, King, Macon, Morrill, Morrow, Noble, Otis, Roberts, Sanford, Smith, Stokes, Storer, Tait, Talbot, Taylor, Troup, Van Dyke, and Williams, of Tennessee.

So it was

Resolved, (two-thirds of the Senators present concurring therein,) That the Senate do advise and consent to the ratification of the treaty of limits, made and concluded between the United States of America and the Creek nation of Indians, by their kings, chiefs, headmen, and warriors, at the Creek Agency, on Flint river, on the 22d day of January, 1818.

Ordered, That the Secretary lay this resolution before the President of the United States.

Mr. Tait, from the Committee on Naval Affairs, to whom was referred the message nominating Jesse D. Elliott, and others, to promotions in the Navy, reported. Whereupon,

Resolved, That the Senate do advise and consent to the promotions, agreeably to the nominations respectively, with the exception of the Midshipmen, which were postponed.

The following written message was received from the President of the United States, by Mr. Monroe, his Secretary:

To the Senate of the United States:

I nominate Colonel Thomas S. Jesup to be Adjutant General of the North Division.

JAMES MONROE.

March 20th, 1818.

The message was read.

Ordered, That it lie for consideration.

FRIDAY, MARCH 27, 1818.

The following written message was received from the President of the United States, by Mr. Monroe, his Secretary:

To the Senate of the United States:

I nominate to the Senate, Ebenezer K. Dexter, as Marshal in and for the Rhode Island district, for the term of four years, from the 18th day of April next, when his present commission will expire.

JAMES MONROE.

March 23d, 1818.

The message was read.

Ordered, That it lie for consideration.

The Senate resumed the nomination of James McLean, contained in the message of the 4th of February; and

Resolved, That they do advise and consent to the appointment, agreeably to the nomination.

The Senate resumed the nomination of John W. Littlejohn, contained in the message of the 10th instant; and

Resolved, That they do advise and consent to the appointment, agreeably to the nomination.

Mr. Williams, of Tennessee, from the Committee on Military Affairs, to whom was referred the message of the 18th instant, nominating to promotions and appointments in the Army, reported; and

Resolved, That the Senate do advise and consent to the promotions and appointments, agreeably to the nominations respectively.

The Senate proceeded to consider the nomination of Thomas S. Jesup, contained in the message of the 20th instant; and

Resolved, That they do advise and consent to the appointment, agreeably to the nomination.

The Senate resumed the nominations of Midshipmen to be Lieutenants in the Navy, contained in the message of the 18th instant; and,

On motion by Mr. King,

Ordered, That they be recommitted to the Committee on Naval Affairs, with instructions to inquire and report their several recommendations, age, and kind of service they have been engaged in, and the State from whence they came.

On motion by Mr. Wilson,

Ordered, That the Secretary make return to the President of the United States, of all nominations which have been agreed to.

On motion by Mr. Barbour,

Resolved, That in future, all nominations approved, or definitively acted on by the Senate, be by the Secretary returned to the President of the United States, from day to day, as such proceedings may occur, any rule or usage to the contrary notwithstanding.

WEDNESDAY, APRIL 1, 1818.

The Senate proceeded to consider the nomination of Ebenezer K. Dexter, contained in the message of the 27th March; and

Resolved, That they do advise and consent to the appointment, agreeably to the nomination.

Mr. Tait, from the Committee on Naval Affairs, to whom was recommitted the promotions of Midshipmen, contained in the message of the 18th of March, reported. Whereupon,

Resolved, That the Senate do advise and consent to the promotions, agreeably to the nominations respectively.

Mr. Goldsborough, from the Committee on the District of Columbia, to whom was referred the nominations of Justices of the Peace, contained in the message of the 10th of March, reported. Whereupon,

Resolved, That the Senate do advise and consent to the appointments, agreeably to the nominations respectively.

MONDAY, APRIL 6, 1818.

The following written message was received from the President of the United States, by Mr. Monroe, his Secretary:

To the Senate of the United States:

An arrangement having been made and concluded between this government and that of Great Britain, with respect to the naval armament of the two governments respectively, on the Lakes, I lay before the Senate a copy of the correspondence upon that subject, including the stipulations mutually agreed upon by the two parties. I submit it to the consideration of the Senate, whether this is such an arrangement as the Executive is competent to enter into, by the powers vested in it by the Constitution, or is such an one as requires the advice and consent of the Senate; and, in the latter case, for their advice and consent, should it be approved.

JAMES MONROE.

April 6th, 1818.

The message, and the documents therein referred to, were read.

On motion,

Ordered, That they be referred to the Committee on Foreign Relations, to consider and report theron.

MONDAY, APRIL 13, 1818.

The two following written messages were received from the President of the United States, by Mr. Monroe, his Secretary:

To the Senate of the United States:

I hereby nominate Lemuel Mead and Henry Chambers, to the Senate, as members of the Legislative Council of the Alabama Territory, to fill vacancies which have occurred in that Council: and, agreeably to a provision of an act of Congress of the 3d of March, 1817, entitled "An act to establish a separate territorial government in the eastern part of the Missouri Territory," I likewise nominate, as members of the said Council, George Philips, George Gayle, Jun., and Matthew D. Wilson, all of the said Territory of Alabama.

JAMES MONROE.

*April 10th, 1818.**To the Senate of the United States:*

I nominate Jesse Hawley, to be Collector and Inspector of the Revenue, for the district of Genessee.

I also nominate M. T. Moreton, to be Collector and Inspector of the Revenue, for the district of Nantucket.

JAMES MONROE.

April 9th, 1818.

The messages were severally read.

Ordered, That they lie for consideration.

Mr. Barbour, from the Committee on Foreign Relations, to whom was referred the message of the 6th instant, with the arrangement with Great Britain respecting the naval armament on the Lakes, reported the following resolution:

Resolved, (two-thirds of the Senators present concurring therein,) That the Senate do approve of, and consent to, the arrangement made in April, 1817, between the United States and his Britannic Majesty, relative to the naval force of the respective nations to be maintained on the Lakes, and recommend that the same be carried into effect by the President of the United States; which was read.

The said arrangement and resolution were read the second time, by unanimous consent, and considered as in Committee of the Whole; and no amendment having been proposed, the President reported it to the House.

Ordered, That they severally pass to a third reading.

The Senate resumed the consideration of the nomination of William P. Zantzinger, contained in the message of the 15th December last; and,

On motion by Mr. Lacock,

Ordered, That the consideration thereof be further postponed, to Thursday next.

THURSDAY, APRIL 16, 1818.

The three following written messages were received from the President of the United States, by Mr. Monroe, his Secretary:

To the Senate of the United States:

I nominate George Washington Campbell, of Tennessee, to be Envoy Extraordinary and Minister Plenipotentiary to Russia, in the room of William Pinkney, resigned.

JAMES MONROE.

April 16th, 1818.

To the Senate of the United States:

I nominate to the Senate, Francis Peyton, William T. Swann, Newton Keene, Nathaniel Wise, and Jacob Morgan, as Justices of the Peace for the county of Alexandria, in the District of Columbia.

JAMES MONROE.

April 16th, 1818.

To the Senate of the United States:

I nominate John Brown, of Tennessee, to be Agent for taking the census of the Cherokee Indians residing on the east side of the Mississippi river.

I also nominate William Young, of the same State, to be Agent for taking the census of the said Indians on the west side of the said river.

JAMES MONROE.

April 15th, 1818.

The messages were severally read.

On motion by Mr. Williams, of Tennessee,

The message nominating George Washington Campbell to office, was considered by unanimous consent; and

Resolved, That the Senate do advise and consent to the appointment, agreeably to the nomination.

The Senate took into consideration the message of the 13th instant, nominating Jesse Hawley and M. T. Moreton, to offices; and

Resolved, That they do advise and consent to the appointments, agreeably to the nominations respectively.

The Senate took into consideration the message of the 13th instant, nominating Lemuel Mead, and others, to offices; and

Resolved, That they do advise and consent to the appointments of Lemuel Mead and Henry Chambers, agreeably to the nominations respectively.

Ordered, That the other nominations be postponed.

The arrangement with Great Britain relative to the naval force to be maintained on the Lakes, was read the third time; and the resolution for the ratification thereof having been amended and agreed to;

On the question, "Will the Senate approve of and consent to the ratification of the said arrangement?"

It was determined in the affirmative: Yeas, 30.

Those who voted, are—Messrs. Barbour, Burrill, Crittenden, Daggett, Dickerson, Eppes, Fromentin, Gaillard, Goldsborough, Horsey, Hunter, King, Lacock, Leake, Macon, Morrill, Morrow, Noble, Otis, Roberts, Ruggles, Sanford, Smith, Stokes, Storer, Tichenor, Van Dyke, Williams, of Mississippi, Williams, of Tennessee, and Wilson.

So it was

Resolved, (two-thirds of the Senators present concurring therein,) That the Senate do approve of and consent to the arrangement made in April, 1817, and contained in the President's message of the 6th of April, 1818, between the United States and his Britannic Majesty, relative to the naval force of the respective nations, to be maintained on the Lakes: and recommend that the same be carried into effect by the President of the United States.

Ordered, That the Secretary lay the foregoing resolution before the President of the United States.

FRIDAY, APRIL 17, 1818.

The Senate resumed the consideration of the nomination of William P. Zantzinger, to be a Purser in the Navy; and,

On motion,

Ordered, That the consideration thereof be further postponed to the 1st day of July next.

The Senate took into consideration the message of yesterday, nominating William T. Swann, and others, to offices; and

Resolved, That they do advise and consent to the appointments, agreeably to the nominations respectively.

The Senate took into consideration the message of yesterday, nominating John Brown and William Young to offices; and

Resolved, That they do advise and consent to the appointments, agreeably to the nominations respectively.

The two following written messages were received from the President of the United States, by Mr. Monroe, his Secretary:

To the Senate of the United States:

I withdraw the nomination of George Philips, George Gayle, and Matthew D. Wilson; and, agreeably to an act of Congress of the 3d of March, 1817, entitled "An act to establish a separate Territorial government in the eastern part of the Mississippi Territory," I nominate as members of the Legislative Council of the Alabama Territory, the said George Philips, George Gayle, and Matthew D. Wilson, all of the said Territory.

JAMES MONROE.

To the Senate of the United States:

I nominate, for the appointments annexed to their names respectively, the persons mentioned in the list attached to the enclosed letter from the Secretary of War.

JAMES MONROE.

April 17th, 1818.

DEPARTMENT OF WAR,
April 16th, 1818.

SIR: I have the honor to lay before you, for approbation, the following appointments:

William Clark and Augustus Chouteau, to be Commissioners for holding a treaty with the Quapaw tribe of Indians.

Jonathan Jennings, Lewis Cass, and Benjamin Park, to be Commissioners for holding a treaty with the Indians in the State of Indiana.

Isaac Shelby and Andrew Jackson, to be Commissioners for holding a treaty with the Chickasaw nation of Indians.

John McKee, William Carroll, and Daniel Burnet, to be Commissioners to treat with the Choctaws.

I have the honor to be,

With great respect,

Your obedient servant,

J. C. CALHOUN.

The PRESIDENT of the United States.

The messages were severally read, and considered by unanimous consent. Whereupon,

Resolved, That the Senate do advise and consent to the appointments, agreeably to their nominations respectively.

The three following written messages were received from the President of the United States, by Mr. Monroe, his Secretary:

To the Senate of the United States:

I nominate Jesse Wilkinson, a Lieutenant in the Navy, to be a Master Commandant in the Navy of the United States; and

Frederick S. Gibbon, a Midshipman, to be a Lieutenant in the Navy of the United States.

JAMES MONROE.

April 17th, 1818.

To the Senate of the United States:

I nominate Thomas A. Smith, formerly of Tennessee, to be Receiver of Public Moneys for the district of Howard County, in the Missouri Territory.

Decius Wadsworth, formerly of Connecticut, to be Register of the Land Office of the said district; and

John B. Roberts, of Virginia, to be Collector of the district of East River, and Inspector of the Revenue therein, in the State of Virginia, in the room of James Sparks, deceased.

JAMES MONROE.

April 17th, 1818.

To the Senate of the United States:

I nominate for promotions and appointments, the persons whose names are stated in the list annexed to the enclosed letter from the Secretary of War, for the offices respectively annexed to their names.

JAMES MONROE.

April 17th, 1818.

WAR DEPARTMENT, 15th April, 1818.

SIR: I have the honor to lay before you a list of promotions and appointments, to fill vacancies in the Army.

With perfect respect,

I have the honor to be,

Your obedient servant,

J. C. CALHOUN.

The PRESIDENT of the United States.

Promotions and Appointments in the Army of the United States.

Corps of Engineers.

1st Lieutenant James Gadsden, to be Captain, 15th April, 1818, vice Partridge, resigned.

2d Lieutenant Horace C. Story, to be 1st Lieutenant, 15th April, 1818, vice Gadsden, promoted.

Brevet 2d Lieutenant William H. Chase, to be 2d Lieutenant, 15th April, 1818, vice Story, promoted.

Ordnance Department.

3d Lieutenant John Symington, to be 2d Lieutenant, 18th April, 1818, vice McMahon, resigned.

Corps of Artillery.

2d Lieut. John A. Dix, to be 1st Lieut., 23d March, 1818, vice Byrd, resigned.

3d Lieut. Matthew A. Patrick, to be 2d Lieut., 23d March, 1818, vice Dix, promoted.

3d Lieutenant Edward Polk, to be 2d Lieutenant, 2d April, 1818, vice Henderson, dismissed.

First Regiment of Infantry.

Brevet Colonel John McNeal, Jr. Major of the 5th, to be Lieutenant Colonel, 24th February, 1818, vice Ball, deceased.

Fourth Regiment of Infantry.

1st Lieutenant Francis L. Dade, to be Captain, 24th February, 1818, vice Muhlenburg, promoted.

2d Lieutenant William F. Taylor, to be 1st Lieutenant, 24th February, 1818, vice Dade, promoted.

Fifth Regiment of Infantry.

Brevet Major Peter Muhlenburg, Captain of the 4th, to be Major, 24th February, 1818, vice McNeal, Jr. promoted.

Seventh Regiment of Infantry.

2d Lieutenant Angus McDonald, to be 1st Lieutenant, 1st April, 1818.

Rifle Regiment.

1st Lieutenant Stoughton Gantt, to be Captain, 15th April, 1818, vice Calhoun, resigned.

2d Lieutenant John Gantt, to be 1st Lieutenant, 5th April, 1818, vice Broughton, resigned.

2d Lieut. Gabriel Field, to be 1st Lieut., 15th April, 1818, vice Gantt, promoted.

Appointments.

William Cumming, Georgia, late Colonel in the Army, to be Quartermaster General.

George Gibson, Pennsylvania, late Quartermaster General in the Army, to be Commissary General.

Joseph Lovell, late Hospital Surgeon, to be Surgeon General.

Tobias Watkins, late Hospital Surgeon, to be Assistant Surgeon General.

James C. Bronaugh, late Hospital Surgeon, to be Assistant Surgeon General.

Rider H. Winder, now in the Army, to be Judge Advocate.

Samuel A. Storrow, now in the Army, to be Judge Advocate.

Cave Jones, late a Chaplain in the Army, to be Chaplain and Professor, Military Academy.

John Le Conte, Georgia, to be Assistant Topographical Engineer.

James Mann, late Hospital Surgeon, to be Post Surgeon.

David C. Kerr, late Hospital Surgeon, to be Post Surgeon.

Samuel Shaw, late Hospital Surgeon, to be Post Surgeon.

Benjamin Waterhouse, late Hospital Surgeon, to be Post Surgeon.

William H. Buckner, late Hospital Surgeon's Mate, to be Post Surgeon.

Edward Purcell, late Hospital Surgeon's Mate, to be Post Surgeon.

W. J. Clark, late Hospital Surgeon's Mate, to be Post Surgeon.

Robert Archer, late Hospital Surgeon's Mate, to be Post Surgeon.

William Marshall, late Hospital Surgeon's Mate, to be Post Surgeon.

Joseph Eaton, late Hospital Surgeon's Mate, to be Post Surgeon.

B. Delavan, late Hospital Surgeon's Mate, to be Post Surgeon.

George C. Clitherall, late Hospital Surgeon's Mate, to be Post Surgeon.

William Stewart, late Hospital Surgeon's Mate, to be Post Surgeon.

Thomas Russell, late Hospital Surgeon's Mate, to be Post Surgeon.

Samuel C. Muir, late Hospital Surgeon's Mate, to be Post Surgeon.

Sylvester Day, Surgeon of the 5th Infantry, to be Post Surgeon.

E. H. Bell, late Hospital Surgeon, to be Surgeon 8th Infantry.

Joseph Wallace, late Hospital Surgeon's Mate, to be Surgeon 5th Infantry.

L. A. Rigail, New York, to be 3d Lieutenant Ordnance.

John B. Hobkirk, Georgia, to be 3d Lieutenant, Ordnance.

Samuel Johnson, Sergeant of Light Artillery, to be 2d Lieutenant, Light Artillery.

William Wright, late 2d Lieutenant, Marine Corps, to be 3d Lieutenant, Corps of Artillery.

John Gassaway, Maryland, late of the Army, to be 3d Lieutenant, Corps of Artillery.

Constantius Pierce, Massachusetts, to be 3d Lieutenant, Corps of Artillery.

Samuel Hodges, Massachusetts, to be 3d Lieutenant, Corps of Artillery.

John Philbreck, Vermont, to be 3d Lieutenant, Corps of Artillery.

John Stone, Jun., Virginia, to be 2d Lieutenant, 1st Infantry.

Alexander B. Garrard, Louisiana, to be 2d Lieutenant, 1st Infantry.

John L. Elbert, Maryland, to be 2d Lieutenant, 2d Infantry.

Abram Musser, Pennsylvania, to be 2d Lieutenant, 3d Infantry.

Loring Palmer, Massachusetts, late Captain, 9th Infantry, to be 2d Lieutenant, 3d Infantry.

William H. Barclay, Pennsylvania, to be 2d Lieutenant, 4th Infantry.

Lee Slaughter, Sergeant, 4th Infantry, to be 2d Lieutenant, 4th Infantry.

William A. M. Parker, Virginia, 2d Lieutenant, 4th Infantry.

Henry Wilkins, Pennsylvania, to be 2d Lieutenant, 5th Infantry.
 Thomas C. Wilhight, Georgia, to be 2d Lieutenant, 7th Infantry.
 Samuel D. Jones, Tennessee, to be 2d Lieutenant, 7th Infantry.
 Benjamin Vincent, Pennsylvania, to be 2d Lieutenant, 7th Infantry.
 William N. Bronaugh, Virginia, to be 2d Lieutenant, 7th Infantry.
 Richard D. Davis, Ohio, to be 2d Lieutenant 7th Infantry.
 Richard Wash, South Carolina, to be 2d Lieutenant, 7th Infantry.
 Daniel H. Campbell, Kentucky, to be 2d Lieutenant, Rifle regiment.
 Martin Scott, Vermont, to be 2d Lieutenant, Rifle regiment.
 Thomas Martin, Virginia, 2d Lieutenant, Rifle regiment.
 George C. Catlet, Kentucky, to be 2d Lieutenant, Rifle regiment.
 David A. Hall, Vermont, to be 2d Lieutenant, Rifle regiment.
 John Hall, late Major in the Marine Corps, to be Paymaster, Rifle regiment.

William A. Barron, late of the Army, to be Assistant Deputy Quartermaster General.

Richard J. Easter, Georgia, to be Assistant Quartermaster General.

George Bender, Captain of the 5th Infantry, to be Assistant Deputy Quartermaster General.

Joel Spencer, South Carolina, to be Assistant Deputy Quartermaster General.

Archibald Darrah, Pennsylvania, late of the Army, to be Assistant Quartermaster General.

John Gale, Surgeon's Mate of the 3d Infantry, to be Surgeon, Rifle regiment

The messages were severally read.

On motion,

Ordered, That the military nominations be referred to the Military Committee, to inquire and report thereon.

Ordered, That the other messages lie for consideration.

SATURDAY, APRIL 18, 1818.

The two following written messages were received from the President of the United States, by Mr. Monroe, his Secretary:

To the Senate of the United States:

I nominate Samuel Hodges, Jun., of Massachusetts, to be Consul of the United States for the Cape de Verd Islands.

James Schee, of Delaware, to be Consul of the United States for Genoa.

Alexander McRae, of Virginia, to be Consul of the United States for Amsterdam.

C. A. Murray, acting as Consul, *ad interim*, to be Consul of the United States for Gottemburg.

JAMES MONROE.

April 18th, 1818.

To the Senate of the United States:

I nominate for the appointments respectively annexed to their names, the persons whose names are contained in the list attached to the letter of the Secretary of War, herein enclosed.

JAMES MONROE.

April 18th, 1818.

DEPARTMENT OF WAR, April 18th, 1818.

SIR: I have the honor to lay before you, for your approbation, a list of appointments in the Indian Department.

I have the honor to be,

With very great respect,

Your most obedient servant,

J. C. CALHOUN.

The PRESIDENT of the United States.

Indian Agents.

David B. Mitchell,	-	Agent to the Creek nation.
John McKee,	-	to the Choctaw nation.
R. J. Meigs,	-	to the Cherokee nation.
Henry Sherburne,	-	to the Chickasaw nation.
Thomas Forsyth,	-	to the Missouri Territory.
John Johnston,	-	to Fort Wayne, Indiana.
William Prince,	-	to Vincennes, Indiana.
Benjamin F. Stickney,	-	to Michilimackinac.
Richard Graham,	-	to the Illinois Territory.
Reuben Lewis,	-	to Arkansas.
Nicholas Boilvin,	-	to Prairie du Chien.
John Jamison,	-	to Natchitoches.
Charles Jouett,	-	to Chicago.
John Bowyer,	-	to Green Bay.
Alexander Wolcott, Jun.,	-	to the Lakes.

Superintendent and Factors to the United States' Trading Houses.

Thomas L. McKenney, Superintendent of Indian trade, Georgetown, D. C.

Osage Trading House, Missouri.

George C. Sibley, of Massachusetts, Factor.

Michael Eley, of Virginia, Assistant Factor.

Prairie du Chien Trading House, North-Western Territory.

John W. Johnson, of Maryland, Factor.

Robert B. Belt, of Maryland, Assistant Factor.

Chickasaw Bluffs Trading House, Tennessee.

Isaac Rawlings, Jun., of Maryland, Factor.

Green Bay Trading House, Green-Bay of Lake Michigan.

Matthew Irwin, of Pennsylvania, Factor.

Chicago Trading House, North-Western Territory.

Jacob B. Varnum, of Massachusetts, Factor.

Sulphur Fork Trading House, County of Natchitoches.

John Fowler, of Virginia, Factor.

Choctaw Trading House, Mississippi.

George S. Gaines, of North Carolina, Factor.

Benjamin Everett, of Maryland, Assistant Factor.

Fort Mitchell Trading House, Georgia.

Daniel Hughes, of Maryland, Factor.

The messages were severally read.

Ordered, That they lie for consideration.

The Senate took into consideration the message of yesterday, nominating Jesse Wilkinson and Frederick S. Gibbon, to offices; and

Resolved, That they do advise and consent to the appointments, agreeably to the nominations respectively.

Mr. Williams, of Tennessee, from the Committee on Military Affairs, to whom was referred the message of yesterday, nominating to promotions and appointments in the Army, reported. Whereupon,

Resolved, That the Senate do advise and consent to the promotions and appointments, agreeably to the nominations respectively.

The Senate took into consideration the message of yesterday, nominating Thomas A. Smith, and others, to offices; and,

On motion,

Ordered, That the consideration thereof be postponed to Monday next.

MONDAY, APRIL 20, 1818.

The Senate took into consideration the message of the 17th instant, nominating Thomas A. Smith, and others, to offices; and

Resolved, That they do advise and consent to the appointments, agreeably to the nominations respectively.

The Senate took into consideration the message of the 18th instant, nominating Samuel Hodges, Jun., and others, to offices; and

Resolved, That they do advise and consent to the appointments, agreeably to the nominations respectively.

The Senate took into consideration the message of the 18th instant, nominating David B. Mitchell, and others, Indian Agents; and

Resolved, That they do advise and consent to all the appointments, agreeably to the nominations respectively, except to Benjamin F. Stickney, to which they do not advise and consent.

The four following written messages were received from the President of the United States, by Mr. Monroe, his Secretary:

To the Senate of the United States:

I nominate Jacob Tipton, late of the United States' Army, Agent of Indian Affairs, at Michilimackinac.

JAMES MONROE.

April 20th, 1818.

To the Senate of the United States:

I nominate Henry Hitchcock, to be Secretary for the Territory of Alabama.

JAMES MONROE.

April 20th, 1818.

To the Senate of the United States:

I nominate Jonathan H. Walker, of Pennsylvania, to be Judge of the United States for the western district of the said State.

I nominate, also, Andrew Stewart, of the State aforesaid, to be Attorney for the Court of the said district, and William B. Irish, to be Marshal for the same.

JAMES MONROE.

April 20th, 1818.

To the Senate of the United States:

I nominate William Bayard Shields, of the State of Mississippi, to be Judge of the United States, for the district of the said State.

I nominate Bela Metcalfe, to be Attorney for the District Court of the United States, for the said State; and Henry G. Johnson, to be Marshal for the said State.

JAMES MONROE.

April 20th, 1818.

The messages were severally read, and considered by unanimous consent. Whereupon,

Resolved, That the Senate do advise and consent to the appointments, agreeably to the nominations respectively.

END OF THE FORTIETH SESSION.